



# The Calendar of the House of Representatives

Speaker Allan G. Bense

Speaker pro tempore Leslie Waters

Week 6 –Day 38

Thursday, April 13, 2006

**The House will convene on Tuesday, April 18, 2006 at 1:00 PM**

These are the times reserved for committee meetings, but committees do not necessarily meet. See detailed meeting notices.

<b>Monday</b> <b>Day 35</b> <b>April 10, 2006</b>	<b>Tuesday</b> <b>Day 36</b> <b>April 11, 2006</b>	<b>Wednesday</b> <b>Day 37</b> <b>April 12, 2006</b>	<b>Thursday</b> <b>Day 38</b> <b>April 13, 2006</b>	<b>Friday</b> <b>Day 39</b> <b>April 14, 2006</b>
<b>Meeting Notice Due</b> <b>April 6, 2006</b>	<b>Meeting Notice Due</b> <b>April 7, 2006</b>	<b>Meeting Notice Due</b> <b>April 10, 2006</b>	<b>Meeting Notice Due</b> <b>April 11, 2006</b>	<b>Meeting Notice Due</b> <b>April 12, 2006</b>
	<b>8:00 – 12:00</b>  <b>Group E</b> <b>Fiscal Council</b> 212K  <b>Group E</b> <b>Fiscal Committees</b> Agric. & Env. Approp.            306H Criminal Justice Approp.        214C Education Approp.                212K Finance & Tax                        404H Health Care Approp.            Morris Hall Judiciary Approp.                 28H State Admin. Approp.            12H Trans. & Econ. Dev. Approp.    Reed Hall		<b>Passover</b>	<b>Good Friday</b>
<b>8:45 – 9:45</b> Health Care Gen.                      306H				
<b>10:00 – 12:00</b> <b>Group A</b> <b>State Infrastructure</b> <b>Council</b> 404H  <b>Education</b> <b>Council</b> Morris Hall				
12:00 – 1:00 LUNCH	12:00 – 1:00 LUNCH			
<b>1:00 – 3:00</b> <b>Group D</b> <b>Health &amp; Families</b> <b>Council</b> Reed Hall  <b>Justice Council</b> 404H	<b>1:00 – 3:00</b> <b>Group C</b> <b>Local Government</b> <b>Council</b> 404H  <b>State Administration</b> <b>Council</b> Morris Hall			
<b>3:15 – 3:45</b> <b>Group F</b> <b>Rules &amp; Calendar</b> <b>Council</b> 404H	<b>3:30 – 5:30</b> <b>Group B</b> <b>Commerce Council</b> 404H			
<b>4:00 – 6:00</b> <b>State Resources</b> <b>Council</b> Reed Hall				

<b>Monday</b> <b>Day 42</b> <b>April 17, 2006</b>	<b>Tuesday</b> <b>Day 43</b> <b>April 18, 2006</b>	<b>Wednesday</b> <b>Day 44</b> <b>April 19, 2006</b>	<b>Thursday</b> <b>Day 45</b> <b>April 20, 2006</b>	<b>Friday</b> <b>Day 46</b> <b>April 21, 2006</b>
<b>Meeting Notice Due</b> <b>April 13, 2006</b>  <b>TRAVEL</b>	<b>Meeting Notice Due</b> <b>April 14, 2006</b>  <u>8:00 – 10:00</u> <b>Group B</b> Commerce Council                      404H   <u>10:15 – 12:15</u> <b>Group D</b> Health & Families Council                      Reed Hall  Justice Council                      404H	<b>Meeting Notice Due</b> <b>April 17, 2006</b>  <u>8:30 – 10:30</u> State Resources Council                      Reed Hall   <u>11:00 – 2:45</u> <b>SESSION</b>	<b>Meeting Notice Due</b> <b>April 18, 2006</b>  <u>8:00 – 9:00</u> Reserved for Budget Conference   <u>9:00 – 12:00</u> <b>SESSION</b>	<b>Meeting Notice Due</b> <b>April 20, 2006</b>  <u>8:00 – 9:00</u> Reserved for Budget Conference   <u>9:00 – 11:00</u> <b>SESSION</b>   <u>11:15 – 1:00</u> <b>Group E</b> Fiscal Council                      212K
12:00 – 1:00 LUNCH	12:00 – 1:00 LUNCH		12:00 – 1:00 LUNCH	
<u>1:00 – 2:00</u>  Gov. Op.                      Morris Hall  <u>2:00 – 3:00</u>  Business Reg.                      Reed Hall   <u>3:00 – 5:15</u> <b>Group E</b> Fiscal Council                      212K  <b>Group E</b> <b>Fiscal Committees</b> Agric. & Env. Approp.                      306H Criminal Justice Approp.                      214C Education Approp.                      212K Finance & Tax                      404H Health Care Approp.                      Morris Hall Judiciary Approp.                      28H State Admin. Approp.                      12H Trans. & Econ. Dev. Approp.                      Reed Hall  <u>5:30 – 6:00</u> <b>Group F</b> Rules & Calendar Council                      404H	<u>1:00 – 3:45</u> <b>SESSION</b>   15 minutes <u>upon adjournment of Session</u> <b>Group F</b> Rules & Calendar Council                      404H  <u>4:00 – 6:00</u> <b>Group A</b> State Infrastructure Council                      404H  Education Council                      Morris Hall	15 minutes <u>upon adjournment of Session</u> <b>Group F</b> Rules & Calendar Council                      404H  <u>3:30 – 5:00</u> <b>Group C</b> Local Government Council                      404H  State Administration Council                      Morris Hall  <u>5:00 – 6:00</u> Reserved for Budget Conference Organization	<u>12:30 – 1:30</u> Legislative Budget Commission  <u>12:30 – 2:30</u> <b>Group B</b> Commerce Council                      404H  <u>2:45 – 4:45</u> <b>Group D</b> Health & Families Council                      Reed Hall  Justice Council                      404H  <u>5:00 – 6:00</u> Reserved for Budget Conference	<u>1:15 – 3:15</u> <b>Group A</b> State Infrastructure Council                      404H  Education Council                      Morris Hall  <u>3:30 – 5:30</u> <b>Group C</b> State Resources Council                      Reed Hall  State Administration Council                      Morris Hall  <b>TBA</b> Reserved for Budget Conference Saturday Day 47 April 22, 2006 Reserved for Budget Conference Sunday Day 48 April 23, 2006 Reserved for Budget Conference  1 <sup>st</sup> AMEDED

## IMPORTANT LEGISLATIVE DATES

### 2006

April 16	Bill(s) may no longer be retained for purpose of reconsideration.	41 <sup>st</sup> Day [Rule 7.13(b)]
April 20	Last day for councils, committees, or subcommittees to meet after giving 2 days (excluding Saturday and Sunday) notice on bills (at least 1 day notice thereafter).	45 <sup>th</sup> Day [Rule 7.10(a)]
April 20	Last day on which councils, committee, or subcommittee amendments shall be filed by 5 p.m., 1 day (excluding Saturday and Sunday) in advance of council, committee, or subcommittee meeting by nonappointed members (2 hours thereafter).	45 <sup>th</sup> Day [Rule 7.22(c)]
April 20	After the 45 <sup>th</sup> day of a regular session, by a majority vote, the House may, on motion of the Chair or Vice Chair of the Rules & Calendar Council, move to Communications, Messages from the Senate, Bills and Joint Resolutions on Third Reading, or Special Orders.	45 <sup>th</sup> Day [Rule 10.2(d)]
April 21	All bills transmitted to the Senate forthwith	Last 14 Days [Rule 11.7(j)]
April 25	Last day the Chair of any conference committee shall give notice at least 2 hours prior to meeting; after the 50th day 1 hour notice of intention to meet.	50 <sup>th</sup> Day [Rule 7.24(b)]
April 30	Last day that main floor amendments must be approved for filing with the Clerk by 2 p.m. of the first day a bill appears on the Special Order Calendar in the Calendar of the House; and amendments to main floor amendments and substitute amendments for main floor amendments must be approved for filing by 5 p.m. of the same day.	55 <sup>th</sup> Day [Rule 12.2(a)(1&2)]
April 30	Last day of the regular session for the Special Order Calendar to be published in two Calendars of the House and maybe taken up on the day of the second published Calendar. After the 55 <sup>th</sup> day of the regular session, the Special Order Calendar shall be published in one Calendar of the House and may be taken up on the day the Calendar is published.	55 <sup>th</sup> Day [Rule 10.11(a)(3)]
May 1	A Senate bill may be referred by the Speaker to a council or to a committee and its council and such other committees as are deemed appropriate, after the 55 <sup>th</sup> day of a session.	56 <sup>th</sup> Day [Rule 6.3 (h)]
May 1	After the 55 <sup>th</sup> day of regular session no House bills on second reading may be taken up and considered by the House.	56 <sup>th</sup> Day [Rule 10.17]
May 1	After the 55 <sup>th</sup> day of regular session main floor amendments must be approved for filing with the Clerk not later than 2 hours before session is scheduled to convene on the day a bill appears on the Special Order Calendar in the Calendar of the House; and amendments to main floor amendments and substitute amendments must be approved for filing not later than 1 hour after the main floor amendment deadline.	56 <sup>th</sup> Day [Rule 12.2(b)(1&2)]
May 3	After the 58 <sup>th</sup> calendar day of regular session, the House may consider only: Senate Messages, Conference Reports, Concurrent Resolutions.	Last 2 Days [Rule 10.18]
<b>May 5</b>	<b>Last day of Regular Session, if Legislature completes work in 60 days</b>	

Assistive Listening Devices (ALDs) are provided in all House of Representatives meeting facilities. Persons with hearing disabilities may call the Property & Inventory Division of the Sergeant at Arms Office, 488-0235, for an auxiliary transmitting device if one is needed.

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## DAILY ORDER OF BUSINESS

1. Call to Order
2. Prayer
3. Roll Call
4. Pledge of Allegiance
5. Correction of the Journal
6. Communications
7. Messages from the Senate
8. Reports of Councils and Standing Committees
9. Reports of Select Committees
10. Motions Relating to Council and Committee References
11. Matters on Reconsideration
12. Bills and Joint Resolutions on Third Reading

## BILLS AND JOINT RESOLUTIONS ON THIRD READING

**HB 73 by Farkas, Cretul** (Similar CS/CS/SB 158, CS/CS/SB 1328)

**Theft;** Provides that the theft of a semitrailer that was deployed by a law enforcement officer is grand theft in the first degree; provides that it is a second-degree felony to alter, possess, or use a fifth wheel to commit or attempt to commit theft; revises the offense of failure to redeliver hired or leased personal property or equipment to require a knowing abandonment of or refusal to redeliver the property or equipment rather than an intent to defraud; removes a provision specifying that certain acts are prima facie evidence of fraudulent intent; provides that certain acts are evidence of knowing

abandonment of or refusal to redeliver property; deletes a provision specifying that the prohibition against obtaining personal property or equipment with intent to defraud does not apply to a rental-purchase agreement unless the rental store retains title to the property or equipment throughout the period of the rental-purchase agreement; classifies the offense of stealing a semitrailer deployed by a law enforcement officer under the offense severity ranking chart of the Criminal Punishment Code. Effective Date: July 1, 2006.

Read second time April 5

13. Special Orders
14. House Resolutions
15. Unfinished Business
16. Introduction and Reference

## END OF DAILY ORDER OF BUSINESS

**HB 3 by Berfield, Goldstein, Planas, Waters** (Identical SB 542)

**Florida Birth-Related Neurological Injury Compensation**

**Plan;** Requires the administrative law judge to determine whether factual determinations regarding required notice to obstetrical patients of participation in the plan are satisfied; provides exclusive jurisdiction to make such determinations; provides legislative intent; authorizes the State Board of Administration to invest and reinvest funds held on behalf of the plan pursuant to a trust agreement and state law. Effective Date: upon becoming a law.

Civil Justice Committee: Favorable; Health Care General Committee: Favorable; Finance & Tax Committee: Favorable; Justice Council: Favorable

**HB 21 CS by Peterman, Brutus, Cusack, Holloway, Joyner, Meadows, Richardson, Taylor** (Similar CS/SB 436)

**Social Status of Black Men and Boys;** Creates the Council on the Social Status of Black Men and Boys; provides for the appointment and qualification of members; provides for the appointment of members to fill vacant positions; requires the council to make a systematic study of conditions affecting black men and boys; requires the Office of the Attorney General to provide administrative support; requires the council to submit an annual report to the Governor and Legislature; provides for reimbursement for per diem and travel expenses; provides that the council and any subcommittee it forms are subject to public records and meetings requirements; provides financial disclosure requirements for council members; requires the Attorney General to organize the initial meeting of the council; provides for the expiration of the council. Effective Date: January 1, 2007.

Future of Florida's Families Committee: Favorable With Committee Substitute; Criminal Justice Appropriations Committee: Favorable; Health & Families Council: Favorable With Committee Substitute

**HB 23 CS by Jordan, Altman, Waters** (Similar SB 188)

**Bicycle Safety;** Revises safety standard requirements for bicycle helmets that must be worn by certain riders and passengers; provides for enforcement of certain bicycle equipment requirements; provides penalties for violations; provides for dismissal of a first offense. Effective Date: October 1, 2006.

Criminal Justice Committee: Favorable With Committee Substitute; Transportation Committee: Favorable; Justice Council: Favorable

**HB 25 by Negron, Berfield, Kottkamp** (Similar SB 2622)

**Violent Felony Offenders;** Authorizes citation as the "Anti-Murder Act"; prohibits bail or other pretrial release for specified violent felony offenders of special concern without a hearing; provides definitions; provides that certain alleged violations of probation or community control by violent felony offenders of special concern require hearings and require the alleged offenders to remain in custody pending hearing; provides requirements for such hearings; revises Criminal Punishment Code worksheet computations to provide additional community sanction violation points for certain community sanction violations committed by

violent felony offenders of special concern. Effective Date: July 1, 2006.

Criminal Justice Appropriations Committee: Favorable; Criminal Justice Committee: Favorable; Fiscal Council: Favorable

**HB 37 CS by Adams, Antone, Berfield, Cannon, Carroll, Davis, D., Farkas, Goldstein, Hays, Jennings, Justice, Mahon, Patterson, Planas, Sansom, Taylor, Waters, Zapata** (Similar CS/CS/SB 656)

**Security of Consumer Report Information;** Creates provisions relating to security of consumer report information; defines "security freeze"; authorizes a consumer to place a security freeze on his or her consumer report; provides procedures and requirements with respect to the placement, temporary suspension, and removal of a security freeze on a consumer report; authorizes a consumer to allow specified temporary access to his or her consumer report during a security freeze; provides procedures with respect to such temporary access; provides for removal of a security freeze when a consumer report was frozen due to a material misrepresentation of fact by the consumer; provides applicability; prohibits a consumer reporting agency from charging a fee to a victim of identity theft who requests a security freeze on a consumer report; authorizes consumer reporting agencies to charge a fee to place, remove, or temporarily lift a security freeze and to reissue a personal identification number; restricts the change of specified information in a consumer report when a security freeze is in effect; specifies applicability with respect to certain consumer reporting agencies; specifies entities that are exempt from placing a security freeze on a consumer report; provides for civil remedy; provides requirements with respect to written disclosure by a consumer reporting agency of procedures and consumer rights associated with a security freeze. Effective Date: July 1, 2006.

Economic Development, Trade & Banking Committee: Favorable With Committee Substitute; Agriculture Committee: Favorable With Committee Substitute; Civil Justice Committee: Favorable With Committee Substitute; Commerce Council: Favorable With Committee Substitute

**HB 47 CS by Greenstein, Benson, Bucher, Carroll, Clarke, Goldstein, Hasner, Homan, Justice, Machek, Porth, Sansom, Seiler, Stargel, Taylor, Waters** (Similar CS/CS/CS/CS/SB 24)

**Hurricane Preparedness;** Provides an exemption from the sales and use tax for sales of specified tangible personal property for specified periods; provides an exception for sales within specified facilities; authorizes the Department of Revenue to adopt rules; provides appropriations; provides for reversion and reappropriation of an unexpended balance. Effective Date: upon becoming a law.

Finance & Tax Committee: Favorable With Committee Substitute; Fiscal Council: Favorable With Committee Substitute

**HB 55 by Smith, Bullard, Richardson, Sands, Seiler, Taylor** (Identical SB 432)

**Restoration of Civil Rights;** Requires that the administrator of a county detention facility provide an application form for the restoration of civil rights to a prisoner who has been convicted of a felony and is serving a sentence in that facility; authorizes the use of volunteers to assist the prisoner in completing the application;

provides that this act does not apply to prisoners who are transferred to the Department of Corrections. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable; Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable

**HB 61 CS by Quinones, Bogdanoff, Antone, Brandenburg, Bullard, Joyner, Porth, Zapata** (Compare HB 71, SB 186)

**Testing of DNA Evidence;** Revises the circumstances under which a person who has been sentenced for committing a felony may petition the court for postsentencing testing of DNA evidence; abolishes certain time limitations imposed upon such testing; authorizes a governmental entity to dispose of physical evidence if the sentence imposed has expired and another law or rule does not require that the evidence be retained; provides that unavailability or unsuitability of physical evidence for DNA testing does not provide grounds for other relief; provides for postsentencing DNA testing under specified circumstances; requires a court to make specified inquiries of a defendant seeking to enter a plea of guilty or nolo contendere to a felony; provides legislative intent that the Supreme Court adopt certain rules; provides that a postponement for specified reasons be considered attributable to the defendant for speedy trial purposes; repeals a specified Florida Rule of Criminal Procedure. Effective Date: upon becoming a law, but section 3 shall take effect only if this act is passed by the affirmative vote of two-thirds of the membership of each house of the Legislature.

Governmental Operations Committee: Favorable With Committee Substitute; Criminal Justice Committee: Favorable; Criminal Justice Appropriations Committee: Favorable; State Administration Council: Favorable With Committee Substitute

**HB 109 CS by Anderson, Clarke, Culp, Waters** (Similar CS/CS/SB 118)

**Temporary Custody of a Child by an Extended Family Member;** Removes provisions related to putative fathers; defines the term "extended family member"; removes the definition of the term "putative father"; authorizes an extended family member to bring a proceeding in court to determine the temporary custody of a child; specifies the information that must be included in a petition for temporary custody by an extended family member; provides that only an extended family member may file a petition for temporary custody under ch. 751, F.S.; authorizes a court to redirect child support payments to an extended family member; requires that the court order payment of arrearages; removes reference to an order granting temporary custody of a minor child to a putative father; provides that either or both of the child's parents may petition the court to modify the order granting temporary custody. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable With Committee Substitute; Future of Florida's Families Committee: Favorable With Committee Substitute; Justice Council: Favorable With Committee Substitute

**HB 113 CS by Negron, Allen, Altman, Kottkamp, Machek, Needelman, Poppell, Seiler, Taylor, Williams** (Compare SB 364, SB 766, SB 1698)

**Judges;** Revises the number of circuit court judges in certain circuits; revises the number of county court judges in certain counties; revises the number of appellate court judges in certain appellate districts; provides appropriations and authorizes positions. Effective Date: upon becoming a law.

Judiciary Appropriations Committee: Favorable With Committee Substitute; Judiciary Committee: Favorable; Fiscal Council: Favorable

**CS for CS for SB 118 by Children and Families, Judiciary, Fasano** (Similar HB 109 CS)

**Temporary Child Custody;** removes provisions re putative fathers; defines term "extended family member"; authorizes said family member to bring proceeding in court to determine temporary custody of child; specifies info. that must be included in petition for temporary custody by said member; provides that only said member may file petition for temporary custody under specified provisions; requires that court order payment of arrearages, etc. Amends Ch. 751. Effective Date: 07/01/2006

Calendar without reference

**HB 125 CS by Evers, Allen, Baxley, Clarke, Davis, D., Detert, Galvano, Grant, Harrell, Kendrick, Kreegel, Legg, Machek, McInvale, Murzin, Needelman, Proctor, Robaina, Sansom, Troutman** (Similar CS/SB 208)

**Voter Registration;** Requires the supervisor of elections of each county to send voter registration applications to the Fish and Wildlife Commission and its subagents; requires voter registration applications to be displayed at locations where hunting, fishing, or trapping licenses or permits are sold; requires that applicants for hunting, fishing, or trapping licenses or permits be asked if they would like a voter registration application; requires certain information be provided when a person applies for a hunting, fishing, or trapping license or permit on the Internet. Effective Date: upon becoming a law.

Ethics & Elections Committee: Favorable With Committee Substitute; Agriculture & Environment Appropriations Committee: Favorable; State Administration Council: Favorable

**HB 135 CS by Greenstein** (Compare CS/CS/SB 1030)

**Charter Schools;** Provides that the sponsor of a charter school shall not be liable for civil damages for certain actions; provides that the duty to monitor a charter school shall not be the basis for a private cause of action; prescribes limits on immunities of a charter school sponsor; expands a school district's immunity from assumption of contractual debts. Effective Date: July 1, 2006.

Choice & Innovation Committee: Favorable With Committee Substitute; Civil Justice Committee: Favorable; Education Appropriations Committee: Favorable; Education Council: Favorable

**HB 137 CS by Mayfield, Zapata** (Identical SB 1658, Compare HB 7257)

**Awarding of Baccalaureate Degrees by Community Colleges;** Provides that community colleges that grant baccalaureate degrees remain under the authority of the State Board of Education with respect to specified responsibilities; provides that the board of trustees is the governing board for purposes of granting baccalaureate degrees; provides powers of the boards of trustees, including the power to establish tuition and out-of-state fees; requires policies relating to minimum faculty teaching hours per week; requires community colleges that offer baccalaureate degrees to maintain their primary mission and prohibits the termination of associate degree programs; removes authorization for St. Petersburg College to request funding as a university;

removes requirement that baccalaureate degree program proposals be submitted to the Council for Education Policy Research and Improvement; provides requirements for the delivery of specified baccalaureate degree programs by a regionally accredited college or university at a community college site; provides guidelines and restrictions for setting tuition and out-of-state fees for upper-division courses; requires the State Board of Education to adopt a resident fee schedule for baccalaureate degree programs offered by community colleges; provides requirements for funding baccalaureate degree programs; provides state policy to limit state support for recurring operating purposes to no more than a specified percentage of funding for certain state university programs; provides certain reporting and funding requirements; allows boards of trustees to request funding for all authorized programs; provides that enrollment in baccalaureate degree programs may be computed into the survey of need for facilities under certain conditions. Effective Date: July 1, 2006.

Community Colleges & Workforce Committee: Favorable; Education Appropriations Committee: Favorable With Committee Substitute; Education Council: Favorable

**HB 147 by Kravitz, Hasner** (Identical SB 658)

**Criminal Prosecutions;** Revises the rights of the prosecution during closing arguments; repeals Rule 3.250, Florida Rules of Criminal Procedure, to the extent inconsistent with the act. Effective Date: upon becoming a law, except that section 2 of this act shall take effect only if this act passed by a two-thirds vote of the membership of each house of the Legislature.

Criminal Justice Committee: Favorable; Justice Council: Favorable

**HB 149 by Mahon, Baxley, Porth, Proctor, Robaina** (Similar SB 1076)

**DUI Education Courses;** Provides additional requirements for DUI education courses. Effective Date: July 1, 2006.

Transportation Committee: Favorable; Criminal Justice Committee: Favorable; State Infrastructure Council: Favorable

**HB 157 CS by Littlefield, Ambler, Stargel** (Identical CS/SB 264)

**Homestead Assessments;** Provides an additional criterion for determining no change in ownership of homestead property for homestead assessment purposes; specifies a condition for a change in ownership. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable With Committee Substitute; Local Government Council: Favorable; Finance & Tax Committee: Favorable; Justice Council: Favorable

**HB 159 CS by McInvale, Detert, Flores, Hays** (Identical CS/SB 466)

**Regulation of Real Estate Appraisers;** Revises requirements relating to work performed by persons who are not certified, licensed, or registered; provides requirements relating to issuance of appraisal reports and compensation of appraisers, including trainees; removes obsolete language relating to qualifications for registration, licensure, or certification; revises education and experience requirements; removes obsolete language relating to examination requirements; revises the minimum and maximum course hour requirements for trainee appraiser registration;

removes obsolete provisions establishing education and experience requirements for licensure as an appraiser; revises education and experience requirements for certification as a residential appraiser or general appraiser; requires applicants for certification to maintain certain application documents; provides for the issuance of registration and certification upon receipt of proper documentation; prohibits supervisory appraisers from certain employment; requires supervisory appraisers to provide direct training to registered trainee appraisers; requires appraisers to furnish their firm or business name and any change in that name to the Department of Business and Professional Regulation; provides rulemaking authority to the Florida Real Estate Appraisal Board for purposes of provisions of the act. Effective Date: July 1, 2006.

Business Regulation Committee: Favorable With Committee Substitute; State Administration Appropriations Committee: Favorable; Commerce Council: Favorable

**CS for SB 162 by Governmental Oversight and Productivity, Fasano** (Identical HB 189 CS)

**Bob Martinez Center/DEP;** designates DEP building & laboratory on site at 2600 Blair Stone Road in Tallahassee as "Bob Martinez Center"; directs DMS to erect suitable markers. Effective Date: 07/01/2006

Calendar without reference

**HB 175 CS by Adams, Harrell, Planas, Porth** (Similar CS/CS/CS/SB 114, SB 444)

**Drug Court Programs;** Authorizes citation as the "Robert J. Koch Drug Court Intervention Act"; provides additional legislative intent with respect to the treatment of substance abuse; authorizes the court to require certain persons to undergo treatment following adjudication, to order specified persons to submit to a substance abuse assessment in connection with a shelter petition or petition for dependency, and to order specified persons to submit to a substance abuse assessment as part of an adjudicatory order or pursuant to a disposition hearing; authorizes the court to require participation in a treatment-based drug court program; authorizes the court to impose sanctions for noncompliance; provides requirements and sanctions, including treatment by specified licensed service providers, jail-based treatment, secure detention, or incarceration, for the coordinated strategy developed by the drug court team to encourage participant compliance; requires each judicial circuit to establish a position for a coordinator of the treatment-based drug court program, subject to annual appropriation by the Legislature; authorizes the chief judge of each judicial circuit to appoint an advisory committee for the treatment-based drug court program; revises language with respect to conditions for the transfer of a case in the drug court treatment program to a county other than that in which the charge arose; provides for expungement of certain records and pleas. Effective Date: upon becoming a law.

Criminal Justice Committee: Favorable With Committee Substitute; Juvenile Justice Committee: Favorable With Committee Substitute; Judiciary Appropriations Committee: Favorable With Committee Substitute; Justice Council: Favorable With Committee Substitute

**HB 181 CS by Hays** (Similar CS/CS/SB 170)

**Administration of Medication;** Deletes requirements for unlicensed staff members of direct care service facilities to administer prescribed medications to persons with developmental

disabilities; authorizes direct service providers to administer medication to clients or to supervise self-administration of medication by clients; provides requirements for direct service providers to demonstrate competency regarding supervising the self-administration of medication by clients or administering medication to clients; requires the Agency for Persons with Disabilities to adopt rules to establish standards and procedures governing the supervision of self-administered medications and the administration of medications by direct service providers. Effective Date: upon becoming a law.

Health Care Regulation Committee: Favorable With Committee Substitute; Elder & Long-Term Care Committee: Favorable; Health & Families Council: Favorable

**HB 187 CS by Porth, Adams, Harrell, Sands, Slosberg** (Similar CS/SB 232)

**Lawful Testing for Alcohol, Chemical Substances, or Controlled Substances;** Revises provisions relating to lawful testing of a person's breath, urine, or blood for alcohol, chemical substances, or controlled substances; removes prior suspension as a condition for the commission of a misdemeanor by refusal to submit to a lawful test; provides penalties for refusal to submit to testing; limits information to be made available to a person tested. Effective Date: October 1, 2006.

Criminal Justice Committee: Favorable With Committee Substitute; Transportation Committee: Favorable; Transportation & Economic Development Appropriations Committee: Favorable With Committee Substitute; Justice Council: Favorable With Committee Substitute

**HB 189 CS by Williams, Allen, Altman, Cannon, Glorioso, Sorensen, Traviesa, Waters** (Identical CS/SB 162)

**Building Designations;** Designates the Department of Environmental Protection building and laboratory on the site at 2600 Blair Stone Road in Tallahassee as the "Bob Martinez Center"; directs the Department of Management Services to erect suitable markers. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable With Committee Substitute; Environmental Regulation Committee: Favorable; State Administration Council: Favorable

**HB 197 CS by Hays** (Compare SB 420)

**Preinsurance Inspection of Private Passenger Motor Vehicles;** Provides for a voluntary preinsurance inspection of motor vehicles by an insurer; authorizes private passenger motor vehicle insurance companies to require a preinsurance inspection of a motor vehicle as a condition of issuing physical damage coverage; deletes provisions relating to required inspections. Effective Date: upon becoming a law.

Insurance Committee: Favorable; Commerce Council: Favorable With Committee Substitute

**HJR 213 CS by Brummer, Arza, Flores, Goldstein, Hasner, Traviesa** (Compare SJR 532)

**Authorizing the Division of a School District into Two or More School Districts;** Proposes an amendment to s. 4, Art. IX of the State Constitution to provide that school districts may be divided into two or more school districts, each having no fewer than 25,000

students, as provided by law and upon a vote of the county's electors; to provide that school district taxes shall be imposed countywide and distributed to the school districts in an equitable and nondiscriminatory manner as provided by law; and to provide that the rate of school district taxes shall be determined by a board consisting of an equal number of school board members from each school district in the county as provided by law.

PreK-12 Committee: Favorable; Education Appropriations Committee: Favorable With Committee Substitute; Education Council: Favorable With Committee Substitute

**HB 227 CS by Bilirakis, Carroll, Farkas, Grant, Grimsley, Hukill, Legg, Richardson, Roberson** (Similar SB 930)

**Personal Needs Allowance;** Increases the monthly personal allowance for certain eligible persons; provides an appropriation. Effective Date: July 1, 2006.

Health Care Appropriations Committee: Favorable With Committee Substitute; Elder & Long-Term Care Committee: Favorable; Fiscal Council: Favorable

**HB 243 by Kendrick, Bilirakis** (Identical SB 372)

**Hearing Aid Specialists;** Eliminates the application of certain advertising requirements to health care practitioners licensed under pt. II of ch. 484, F.S., relating to the regulation of hearing aid specialists. Effective Date: July 1, 2006.

Health Care Regulation Committee: Favorable; Elder & Long-Term Care Committee: Favorable; Health & Families Council: Favorable

**HB 255 CS by Troutman, Antone, Davis, M., Fields, Gannon, Kendrick, Machek, Robaina** (Similar CS/CS/SB 258)

**Farm Labor Vehicles;** Revises provisions for transportation of farm labor to provide vehicle safety standards and require certain safety equipment, stickers, and signs in vehicles transporting farm labor; requires the Department of Highway Safety and Motor Vehicles to provide copies of certain accident reports to the Department of Business and Professional Regulation; provides penalties for violations; provides for disposition and use of the proceeds from the penalties imposed. Effective Date: July 1, 2006.

Agriculture Committee: Favorable With Committee Substitute; Transportation Committee: Favorable With Committee Substitute; State Resources Council: Favorable With Committee Substitute

**HB 261 by Stansel, Kendrick, Williams** (Identical SB 2510, Compare SB 1906)

**Florida Incentive-based Permitting Act;** Provides for an Incentive-based Permitting Program; provides compliance incentives for specified environmental permitting activities; provides requirements and limitations; provides for administration by the Department of Environmental Protection; specifies application of Incentive-based Permitting Program provisions; revises criteria for department permit issuance to conform. Effective Date: upon becoming a law.

Environmental Regulation Committee: Favorable; Agriculture Committee: Favorable; Agriculture & Environment Appropriations Committee: Favorable; State Resources Council: Favorable

**CS for SB 264 by Government Efficiency Appropriations, Fasano, Crist, Atwater** (Identical HB 157 CS)

**Homestead Assessments;** provides additional criterion for determining no change in ownership of homestead property for homestead assessment purposes; specifies condition for change in ownership. Amends 193.155. Effective Date: 07/01/2006

Calendar without reference

**HB 265 CS by Brown, Baxley, Clarke, Davis, D., Davis, M., Harrell, Kendrick, Kreegel, Reagan, Stansel, Troutman** (Similar SB 430)

**Hunting Lands;** Requires certain lands owned, managed, or leased by the Fish and Wildlife Conservation Commission to be used for the purpose of hunting; requires the commission to support, promote, and enhance hunting opportunities; requires the commission to provide comparable acreage for any loss of existing hunting lands; provides requirements for location and use of replacement lands; requires state agencies and water management districts to allow certain lands to be used for the purpose of hunting; requires annual reports to the commission and Legislature. Effective Date: upon becoming a law.

Water & Natural Resources Committee: Favorable; Agriculture & Environment Appropriations Committee: Favorable; State Resources Council: Favorable With Committee Substitute

**HB 267 CS by Bogdanoff, Davis, M., Zapata** (Similar SB 268)

**Driver License Services;** Directs the Department of Highway Safety and Motor Vehicles to study outsourcing its driver license services; requires that the department submit a report to the Governor and Legislature by a specified date; provides requirements for the department with respect to issues to be included in the study; requires a cost-benefit analysis and a transition and implementation plan; provides for the collection of driver license renewal service charges by authorized driver's license agents; revises legislative intent provisions to include references to county constitutional officers providing driver license services; authorizes the department to contract with any county constitutional officer for driver license services in counties in which the tax collector is not elected or does not provide such services. Effective Date: upon becoming a law.

Transportation Committee: Favorable With Committee Substitute; Local Government Council: Favorable; Transportation & Economic Development Appropriations Committee: Favorable; State Infrastructure Council: Favorable

**HB 283 CS by Kreegel, Allen, Porth, Troutman** (Similar SB 690)

**Correctional Probation Officers;** Requires the Department of Corrections to provide a standardized firearm and ammunition to correctional probation officers; provides rulemaking authority of the department; provides an appropriation. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable; Criminal Justice Appropriations Committee: Favorable With Committee Substitute; Justice Council: Favorable

**HB 285 by Needelman, Altman, Baxley, Clarke, Culp, Harrell, Kendrick, Kreegel, Legg, Murzin, Stansel** (Similar CS/SB 568, Identical SB 590)

**Emergency Management;** Provides construction with respect to the seizure, taking, or confiscation of firearms during a local state of emergency or an emergency that is beyond local control. Effective Date: upon becoming a law.

Domestic Security Committee: Favorable; Judiciary Committee: Favorable; State Administration Council: Favorable

**HB 291 CS by Bean, Arza, Pickens** (Similar CS/SB 500, Compare CS/SB 2048)

**Public School Grading System;** Adds certain feeder pattern schools to list of schools receiving a school grade; prescribes circumstances in which a feeder pattern exists; allows students served by certain feeder pattern schools to participate in the Opportunity Scholarship Program; allows certain feeder pattern schools to participate in the Florida School Recognition Program. Effective Date: July 1, 2006.

PreK-12 Committee: Favorable With Committee Substitute; Education Appropriations Committee: Favorable; Education Council: Favorable With Committee Substitute

**HB 303 CS by Kravitz** (Similar CS/CS/SB 214, Compare SB 556, SB 560)

**Dart-Firing Stun Guns;** Defines "dart-firing stun gun" for the purposes of ch. 790, F.S.; deletes the definition of "remote stun gun"; revises provisions relating to the carrying of concealed weapons and the open carrying of weapons, to conform; authorizes the carrying of a dart-firing stun gun, both openly and in a concealed manner, for purposes of lawful self-defense; prohibits the use of a dart-firing stun gun against a law enforcement officer who is on duty; provides a penalty; provides circumstances during which law enforcement, correctional, and correctional probation officers may use a dart-firing stun gun; requires the Criminal Justice Standards and Training Commission to establish standards for instruction in the use of dart-firing stun guns; requires that a minimum number of hours in such training be included in the basic skills course required for certification; requires training of specified officers who are authorized to carry dart-firing stun guns and who have not received dart-firing stun gun training; requires annual training for certain officers. Effective Date: upon becoming a law.

Criminal Justice Committee: Favorable With Committee Substitute; Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable With Committee Substitute

**HB 329 CS by Culp, Gibson, H., Roberson, Sobel** (Identical CS/SB 1182, Compare HB 1503 CS, CS/SB 2012)

**Adult Protective Services;** Redefines the term "abuse" to include actions by a relative or a household member which are likely to harm a vulnerable adult; redefines the term "neglect" to include actions of a vulnerable adult against himself or herself; provides for the Department of Children and Family Services to petition the court for an order authorizing the provision of protective services for a vulnerable adult in need of services; authorizes the Agency for Persons with Disabilities to have access to certain otherwise confidential records and reports. Effective Date: upon becoming a law.

Elder & Long-Term Care Committee: Favorable With Committee Substitute; Civil Justice Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable

**HB 333 CS by McInvale, Clarke, Machek, Porth, Roberson, Troutman, Vana, Zapata** (Identical CS/SB 1172, Compare HB 793)

**Public Food Service Establishments;** Authorizes municipalities, as a 3-year pilot project, to adopt an ordinance to establish a local exemption to certain general law relating to public food service establishments in order to permit patrons' dogs at certain designated outdoor portions of such establishments; provides for implementation and enforcement; provides legislative findings and intent; provides for state assistance; provides for future review and repeal. Effective Date: July 1, 2006.

Business Regulation Committee: Favorable; Local Government Council: Favorable With Committee Substitute; Commerce Council: Favorable

**HB 341 by Dean** (Identical SB 496)

**Citrus/Hernando Waterways Restoration Council;** Revises the membership, powers, and duties of the Citrus/Hernando Waterways Restoration Council; revises the membership of the separate county task forces of the council. Effective Date: upon becoming a law.

Water & Natural Resources Committee: Favorable; Local Government Council: Favorable; State Resources Council: Favorable

**HB 351 CS by Lopez-Cantera, Legg** (Similar CS/SB 1006)

**Community Residential Homes;** Requires the sponsoring agency of a community residential home to provide certain information and notification regarding siting requirements to a local government; provides for certain denial or nullification of a license to operate such a home. Effective Date: July 1, 2006.

Future of Florida's Families Committee: Favorable With Committee Substitute; Elder & Long-Term Care Committee: Favorable; Growth Management Committee: Favorable With Committee Substitute; Health & Families Council: Favorable

**HB 355 CS by Evers, Brown, Goldstein, Johnson, Rivera, Robaina, Ross, Sansom, Zapata** (Similar SB 1060)

**Termination of Insurance Appointments;** Increases a period of advance written notice of intention to terminate required to be provided by appointing entities to appointees under a contract. Effective Date: July 1, 2006.

Insurance Committee: Favorable With Committee Substitute; Commerce Council: Favorable

**HB 361 CS by Carroll** (Similar SB 704)

**Automated Teller Machine Transaction Charges;** Authorizes the operator of an automated teller machine to charge an access fee or surcharge for transactions using accounts from certain financial institutions. Effective Date: July 1, 2006.

Economic Development, Trade & Banking Committee: Favorable With Committee Substitute; Tourism Committee: Favorable; Commerce Council: Favorable

**HB 375 CS by Barreiro, Roberson** (Identical CS/SB 738)

**Motor Vehicle Registration Forms;** Requires that the application form be revised to allow each applicant to make a contribution to the Miami Heart Research Institute, Inc. Effective Date: July 1, 2006.

Transportation Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable; State Infrastructure Council: Favorable With Committee Substitute

**HB 385 CS by Jordan** (Compare CS/SB 460)

**Specialty License Plates;** Provides for the proceeds from the sale of Police Athletic League license plates to be distributed to the State of Florida Association of Police Athletic/Activities Leagues, Inc.; authorizes the use of a portion of such fees for administrative and promotional cost; revises provisions for distribution of proceeds from the sale of motorcycle specialty license plates; requires a portion of the proceeds to be distributed to the Blind Services Foundation of Florida; revises amounts distributed and permissible uses of the proceeds. Effective Date: July 1, 2006.

Transportation Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable; State Infrastructure Council: Favorable

**HB 411 by Roberson** (Similar SB 1400)

**Psychotherapist-Patient Privilege;** Redefines the term "psychotherapist" to include certain advanced registered nurse practitioners for purposes of the psychotherapist-patient privilege of the Florida Evidence Code. Effective Date: July 1, 2006.

Judiciary Committee: Favorable; Health Care Regulation Committee: Favorable; Justice Council: Favorable

**HB 415 CS by Quinones, Allen, Altman, Baxley, Carroll, Hasner, Stargel, Zapata** (Similar CS/SB 962, Compare HB 77, SB 96)

**Tax on Sales, Use, and Other Transactions;** Deletes an exception to an exemption from the tax for research or development costs; deletes provisions providing an exemption on account of use for machinery and equipment used for research and development; revises provisions for application for the exemption; specifies the term of validity of an exemption certification; provides for biennial renewal of certifications; deletes a limitation on number of exemption applications by a business in a year; exempts machinery and equipment used predominantly for research and development activities; authorizes the Department of Revenue to adopt rules administering and implementing the exemption; provides requirements and procedures for claiming the exemption; requires an affidavit to be given by a taxpayer claiming entitlement to the exemption; provides penalties for fraudulently claiming the exemption; provides recordkeeping requirements. Effective Date: July 1, 2006.

Spaceport & Technology Committee: Favorable; Finance & Tax Committee: Favorable With Committee Substitute; State Infrastructure Council: Favorable With Committee Substitute

**HB 425 CS by Mahon, Stargel** (Similar CS/SB 1170, Compare HB 191, SB 356)

**Florida Trust Code;** Replaces provisions of ch. 737, F.S., relating to trust administration, with new provisions in ch. 736, F.S., relating to a Florida Trust Code; provides conforming and related changes to other provisions of law, including abolishing the worthier title doctrine, applying the rules of evidence in civil actions to probate proceedings, and providing requirements for judicial determinations relating to alternatives to guardianship. Effective Date: July 1, 2007.

Civil Justice Committee: Favorable With Committee Substitute; Elder & Long-Term Care Committee: Favorable; Economic Development, Trade & Banking Committee: Favorable With Committee Substitute; Justice Council: Favorable

**HB 439 CS by Planas, Altman, Antone, Arza, Attkisson, Baxley, Bendross-Mindingall, Culp, Fields, Flores, Galvano, Gibson, H., Goldstein, Hasner, Hays, Kreegel, Llorente, Meador, Sansom, Stargel, Troutman, Williams, Zapata** (Similar CS/SB 746)

**Certificates of Birth and Death;** Provides a short title; provides definitions; authorizes the State Registrar of the Office of Vital Statistics of the Department of Health to receive electronically the certificate of death or fetal death which is required to be filed with the local registrar; requires the department to issue a certificate of birth resulting in stillbirth upon request of a specified parent; requires that the person required to file the fetal death certificate advise a parent of a stillborn child about the availability of a certificate of birth resulting in stillbirth; requires that the person required to file the fetal death certificate inform a parent of a stillborn child that copies of the birth certificate resulting in stillbirth may be available as a public record; requires the form prescribed by the department by rule to contain specified information; designates the certificate of birth resulting in stillbirth as a public record; authorizes a parent to request a certificate of birth resulting in stillbirth without regard to the date on which the certificate of fetal death was issued; designates the refusal to issue a certificate of birth resulting in stillbirth to certain persons as final agency action not subject to administrative review; prohibits the use of certificates of birth resulting in stillbirth to calculate live birth statistics; requires rulemaking by the department for the certificate of birth resulting in stillbirth; prohibits specified provisions of law from being used in certain civil actions; authorizes the State Registrar of the Office of Vital Statistics to receive electronically the birth certificate for each live birth that is required to be filed with the local registrar; authorizes the department to collect fees for a certificate of birth resulting in stillbirth. Effective Date: July 1, 2006.

Health Care Regulation Committee: Favorable With Committee Substitute; Governmental Operations Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable With Committee Substitute; Health & Families Council: Favorable With Committee Substitute

**HB 453 by Needelman, Bullard, Clarke, Gelber, Johnson, Sorensen, Zapata** (Similar SB 676)

**Designation of an Official State Pie of the State of Florida;** Designates the Key Lime Pie as the official pie of the State of Florida. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable; Tourism Committee: Favorable; State Administration Council: Favorable

**HB 461 by Jordan, Brandenburg, Proctor, Waters** (Identical SB 1614)

**Motor Vehicle License Plates;** Removes expiration of provisions for free license plates to active members of the Florida National Guard. Effective Date: upon becoming a law.

Military & Veteran Affairs Committee: Favorable; Transportation Committee: Favorable; Transportation & Economic Development Appropriations Committee: Favorable; State Administration Council: Favorable

**HB 479 CS by Littlefield, Glorioso, Legg** (Similar SB 1316)

**Pasco County;** Creates the Lake Padgett Estates Independent Special District; provides legal boundaries; provides a charter for the district; provides for a governing board and powers, duties, and compensation; provides general and special powers of the district; provides for borrowing and revenue sources; provides for a referendum. Effective Date: July 1, 2006, except that the provisions of this act which authorize the levy of ad valorem taxation shall take effect only upon express approval by a majority vote of those qualified electors of the Lake Padgett Estates Independent Special District

Local Government Council: Favorable With Committee Substitute; Finance & Tax Committee: Favorable

**HB 483 CS by Garcia, Ambler, Cusack, Grimsley, Homan, Kreegel, Proctor, Roberson** (Similar CS/SB 1362)

**Nursing Services;** Requires hospitals to meet the requirements of a federal regulation relating to registered nurses performing circulating duties in operating rooms; requires circulating nurses to be present in operating rooms during specified times. Effective Date: July 1, 2006.

Health Care Regulation Committee: Favorable; Insurance Committee: Favorable; Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable With Committee Substitute

**SB 496 by Argenziano, Fasano** (Identical HB 341)

**Citrus/Hernando Waterways Council;** revises membership, powers, & duties of Citrus/Hernando Waterways Restoration Council; revises membership of separate county task forces of council. Effective Date: Upon becoming law

Calendar without reference

**HB 519 CS by Kravitz** (Compare SB 960)

**Internet Screening in Public Libraries;** Defines terms; requires public libraries to provide technology that protects against Internet access to specified proscribed visual depictions; allows adults to request disablement of the technology for specified purposes; prohibits a public library from maintaining a record of adults who request such disablement; requires a public library to post notice of its Internet safety policy; directs the Division of Library and Information Services within the Department of State to adopt rules requiring a written attestation of compliance as a condition of state

funding; provides a cause of action is not authorized for a violation by a public library. Effective Date: October 1, 2006.

Civil Justice Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable; Justice Council: Favorable

**HB 527 CS by Gibson, H., Anderson, Antone, Baxley, Bogdanoff, Bucher, Carroll, Cretul, Davis, D., Galvano, Gibson, A., Goldstein, Gottlieb, Greenstein, Harrell, Homan, Jennings, Kendrick, Kravitz, Mahon, Porth, Proctor, Robaina, Roberson, Ryan, Slosberg, Sobel, Stansel, Vana, Zapata** (Compare CS/SB 1008)

**Suicide Prevention;** Creates the Statewide Office for Suicide Prevention within the Office of Drug Control; provides the goals and objectives of the office; creates the position of coordinator for the statewide office; specifies the education and experience requirements for the position of coordinator; details the duties and responsibilities of the coordinator; authorizes the office to accept grants and funds; creates the Suicide Prevention Coordinating Council within the Office of Drug Control; provides the scope of activities for the coordinating council; creates an interagency workgroup for state agencies within the council to coordinate state agency plans for suicide prevention; authorizes the council to assemble an ad hoc committee to advise the council; provides for membership on and meetings of the council; provides for per diem and travel expenses; provides an appropriation and authorizes a position. Effective Date: July 1, 2006.

Future of Florida's Families Committee: Favorable With Committee Substitute; Governmental Operations Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable; Health & Families Council: Favorable

**HB 531 CS by Jennings, Bucher** (Similar CS/SB 1224)

**Prosperity Campaigns;** Establishes the Florida Prosperity Campaign Council within Workforce Florida, Inc.; provides duties of the council; requires development of financial literacy instruction to be included in high school life management skills coursework required for graduation; provides for repeal of the council; provides an appropriation. Effective Date: July 1, 2006.

Economic Development, Trade & Banking Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable With Committee Substitute; Community Colleges & Workforce Committee: Favorable With Committee Substitute; Commerce Council: Favorable

**HM 539 by Harrell, Sands**

**Indian River Lagoon Restoration Project and the Lake Okeechobee and Estuary Recovery Plan;** Urges the President and Congress to promptly enact legislation to authorize funding to construct the Indian River Lagoon Restoration Project and the development of a comprehensive plan to assist in the implementation of the Lake Okeechobee and Estuary Recovery Plan.

Water & Natural Resources Committee: Favorable; Local Government Council: Favorable; State Resources Council: Favorable

**SB 542 by Jones, Lynn** (Identical HB 3)

**Birth-Related Neurological Injury;** requires administrative law judge to determine whether factual determinations re required notice to obstetrical patients of participation in plan are satisfied; provides exclusive jurisdiction to make such determinations; provides legislative intent; authorizes State Board of Administration to invest & reinvest funds held on behalf of plan pursuant to certain requirements. Amends 766.309,.315. Effective Date: Upon becoming law

Calendar without reference

**HB 543 CS by Goodlette, Stargel** (Similar CS/CS/SB 1556)

**Condominiums;** Substantially revises provisions relating to the termination of the condominium form of ownership of a property; provides legislative findings; provides grounds; provides powers and duties of the board of administration of the association; waives certain notice requirements following natural disasters; provides lienholders with the right to propose persons for consideration by the court as receiver; requires quarterly reports; authorizes certain unit owners to remove members of the board of administration; authorizes certain lienors to petition the court for the appointment of a termination trustee; provides requirements for a plan of termination; provides for the allocation of proceeds from the sale of condominium property; provides powers and duties of a termination trustee; provides notice requirements; provides a procedure for contesting a plan of termination; provides rules for the distribution of property and sale proceeds; provides for the association's status following termination; allows the creation of another condominium by the trustee; specifies an exception. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable With Committee Substitute; Business Regulation Committee: Favorable With Committee Substitute; Justice Council: Favorable With Committee Substitute

**HB 547 by Kreegel** (Identical SB 2120)

**East County Water Control District, Lee and Hendry Counties;** Amends the boundaries of the East County Water Control District in Lee and Hendry Counties. Effective Date: upon becoming a law.

Local Government Council: Favorable; Finance & Tax Committee: Favorable

**HB 567 CS by Kyle, Rivera, Sansom** (Similar SB 1312)

**Notaries Public;** Requires notaries public to provide services without charge to certain persons; requires notaries public to maintain a journal and to record notarial acts; provides an exception; provides requirements for journal entries; requires retention of the journal for a specified period after the last entry and requires certain notice upon failure to do so; provides that failure to comply with such requirements may constitute grounds for suspension or nonrenewal of the notary public commission by the Executive Office of the Governor. Effective Date: January 1, 2007.

Civil Justice Committee: Favorable With Committee Substitute; Governmental Operations Committee: Favorable; Transportation & Economic Development Appropriations Committee: Favorable; Justice Council: Favorable With Committee Substitute

**HB 573 by Bilirakis, Ambler, Carroll, Cretul, Hasner, Hays, Homan, Hukill, Legg, Proctor** (Identical SB 1342, Compare HB 1363 CS, CS/SB 132)

**Disabled Veterans;** Expands exemption from certain fees relating to structural improvements to a disabled veteran's residence. Effective Date: July 1, 2006.

Military & Veteran Affairs Committee: Favorable; Local Government Council: Favorable; Finance & Tax Committee: Favorable; State Administration Council: Favorable

**HB 581 by Cretul, Arza, Baxley, Bean, Davis, D., Davis, M., Hays, Kravitz, Kreegel, Poppell, Sansom, Stansel, Stargel, Zapata** (Identical SB 1796)

**Public Benefits;** Prohibits funding for benefits granted under the state group insurance program from being used to provide benefits for any individuals other than enrollees and the spouses and dependent children of enrollees; prohibits community college boards of trustees and university boards of trustees from establishing benefits programs that use state funding to provide benefits for any individuals other than enrollees and the spouses and dependent children of enrollees. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable; Fiscal Council: Favorable; State Administration Council: Favorable

**HB 585 CS by Hukill, Porth, Seiler** (Similar CS/SB 1622)

**Inmate Litigation Costs;** Requires the Department of Corrections to charge inmates for specified costs relating to inmate litigation; authorizes liens on inmate trust funds; requires rulemaking; provides intent. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable With Committee Substitute; Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable

**HB 587 CS by Galvano, Bilirakis, Clarke, Homan, Porth, Sobel** (Similar SB 416)

**Health Care Practitioners;** Provides legislative findings and intent; revises the general section of law relating to grounds for discipline, penalties, and enforcement applicable to health care practitioners; provides that a practitioner's failure to identify the type of license under which he or she is practicing constitutes grounds for disciplinary action; provides exceptions; authorizes certain entities to determine compliance with a disclosure requirement; provides penalties; specifies that a reference to the section constitutes a general reference under the doctrine of incorporation by reference. Effective Date: July 1, 2006.

Health Care Regulation Committee: Favorable With Committee Substitute; Business Regulation Committee: Favorable; Health Care Appropriations Committee: Favorable With Committee Substitute; Health & Families Council: Favorable

**HB 605 CS by Planas** (Similar CS/SB 1320)

**Public Records;** Provides an exemption from public records requirements for the home addresses, telephone numbers, and photographs of current or former juvenile probation officers, juvenile probation supervisors, detention superintendents, assistant detention superintendents, senior juvenile detention officers, juvenile detention officer supervisors, juvenile detention officers,

house parents I and II, house parent supervisors, group treatment leaders, group treatment leader supervisors, rehabilitation therapists, and social services counselors of the Department of Juvenile Justice, the names, home addresses, telephone numbers, and places of employment of spouses and children of such personnel, and the names and locations of schools and day care facilities attended by the children of such personnel; provides for review and repeal; provides a statement of public necessity. Effective Date: October 1, 2006.

Governmental Operations Committee: Favorable With Committee Substitute; Juvenile Justice Committee: Favorable With Committee Substitute; State Administration Council: Favorable

**HB 615 by Simmons, Antone, McInvale** (Identical SB 1426)

**Professional Sports Franchises;** Provides additional requirements with respect to certification as a facility for a new professional sports franchise or a facility for a retained professional sports franchise; provides for repeal of the requirements by a specified date. Effective Date: July 1, 2006.

Tourism Committee: Favorable; Finance & Tax Committee: Favorable; State Infrastructure Council: Favorable

**HB 627 CS by Brummer** (Similar SB 538)

**License Plates;** Requires a driver whose driving privileges are restricted because of a conviction related to driving under the influence to have a DUI plate on any vehicle that he or she operates; provides for the Department of Highway Safety and Motor Vehicles to develop such a plate; provides requirements for such a plate; provides an annual surcharge for the plate; provides for the use of such surcharge; requires that a person whose driving privilege has been revoked under a specified provision only be granted restricted driving privileges on the condition that he or she operates only a vehicle that displays a DUI license plate. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable With Committee Substitute; Transportation Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable; Justice Council: Favorable

**HJR 631 CS by Sansom, Adams, Ambler, Baxley, Carroll, Kottkamp, Proctor, Sands, Stargel** (Compare SJR 194)

**World War II Permanently Disabled Veterans' Discount on Homestead Ad Valorem Tax;** Proposes an amendment to s. 6, Art. VII of the State Constitution to provide a discount from the amount of ad valorem tax on the homestead of a partially or totally permanently disabled veteran of World War II who was a Florida resident at the time of entering military service, whose disability was combat-related, and who was honorably discharged; specifies the percentage of the discount as equal to the percentage of the veteran's permanent service-connected disability; specifies qualification requirements for the discount; specifies that the provision is self-executing, not requiring implementing legislation; authorizes the Legislature to waive the annual application requirement by general law; specifies a December 7, 2006, effective date.

Military & Veteran Affairs Committee: Favorable; Finance & Tax Committee: Favorable With Committee Substitute; State Administration Council: Favorable With Committee Substitute

**HB 639 by Kyle** (Identical SB 1348, Compare HB 19 CS, CS/SB 1086)

**Building Designations;** Designates a building in Lee County as the Joseph P. D'Alessandro Office Complex; directs the Department of Management Services to erect suitable markers. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable; State Administration Appropriations Committee: Favorable; State Administration Council: Favorable

**HB 641 CS by Russell, Attkisson, Brown** (Compare CS/SB 1654)

**Animal Service Providers;** Provides that ch. 474, F.S., relating to veterinary medical practice, does not apply to a part-time worker or an independent contractor who is hired by an owner to provide certain services. Effective Date: July 1, 2006.

Agriculture Committee: Favorable With Committee Substitute; Business Regulation Committee: Favorable With Committee Substitute; State Resources Council: Favorable With Committee Substitute

**HB 649 CS by Hasner, Sansom** (Identical CS/SB 1620)

**Warranty Associations;** Prohibits motor vehicle service agreement companies, home warranty associations, and service warranty associations from investing or lending company funds for specified purposes; revises a definition of home warranty to specify nonapplication to specified contracts or agreements; specifies an additional requirement for contractual liability insurance purchased by a home warranty association; revises a prohibition against Office of Insurance Regulation approval of certain forms; specifies cancellation requirements for home warranty contracts; provides return of premium requirements; authorizes an administrative fee; specifies refund amounts for a home warranty under specified circumstances; repeals a provision relating to a buyers right to cancel a home warranty. Effective Date: July 1, 2006.

Insurance Committee: Favorable With Committee Substitute; Commerce Council: Favorable

**HB 661 CS by Arza** (Similar CS/SB 1062)

**Governmental Services Telephone Systems;** Authorizes the Department of Community Affairs to accept and administer funds to provide grants for certain coordinated 311 nonemergency and other governmental services telephone system; authorizes counties and municipalities to apply for grants; requires a county or municipality to provide matching funds; provides procedures for approval of grant awards; requires approval by the Secretary of Community Affairs or appropriation by the Legislature; provides for certain limitations on grant funds amounts; requires a report to the Governor and the Legislature detailing expenditures; authorizes the department to adopt rules; provides application evaluation criteria; authorizes certain sources of funding. Effective Date: July 1, 2006.

Utilities & Telecommunications Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable With Committee Substitute; Commerce Council: Favorable

**HB 673 CS by Stargel** (Compare SB 636)

**Residential Tenancies;** Revises and provides definitions; allows a landlord to terminate a rental agreement and recover liquidated damages for breach of the agreement or charge the tenant an early termination fee, or both, under certain circumstances; provides a limit on the combined total damages and fee; specifies liability of the tenant for rent, other charges otherwise due, and rental concessions under certain circumstances; provides application. Effective Date: upon becoming a law and shall apply to any rental agreement entered into prior to the effective date of this act in which the parties agreed to the remedies authorized in this act.

Civil Justice Committee: Favorable With Committee Substitute; Business Regulation Committee: Favorable With Committee Substitute; Justice Council: Favorable

**HB 687 CS by Adams, Clarke** (Compare CS/SB 1162)

**Public Records;** Creates an exemption from public records requirements for certain personal identifying information held by the Division of Licensing of the Department of Agriculture and Consumer Services; provides for retroactive application of the exemption; provides for disclosure of such information under specified conditions; provides that a commercial entity that releases confidential and exempt information to an entity other than a law enforcement agency or a federal homeland security agency shall be subject to a fine; provides for enforcement with respect to such fines; provides for deposit of such fines; provides for review and repeal; provides a statement of public necessity. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable With Committee Substitute; Agriculture Committee: Favorable; State Administration Council: Favorable With Committee Substitute

**HB 699 CS by Negron, Carroll, Homan, Sobel** (Compare HB 851, HB 1387, HB 1453, CS/SB 1216, SB 1420)

**Health Care Practitioners;** Requires advanced registered nurse practitioners to submit protocols to the Department of Health as part of practitioner profiles; provides requirements for the supervision of certain health care practitioners by physicians and osteopathic physicians; provides exemptions; provides notice and review requirements relating to the referral of a patient by another practitioner; eliminates an option for osteopathic physicians to complete continuing education courses in end-of-life care in lieu of continuing education in AIDS/HIV; requires certain advanced registered nurse practitioners to file protocols with the Board of Nursing; specifies requirements relating to the protocols. Effective Date: July 1, 2006.

Health Care Regulation Committee: Favorable With Committee Substitute; Health Care General Committee: Favorable With Committee Substitute; Health & Families Council: Favorable With Committee Substitute

**HB 705 CS by Littlefield** (Similar SB 1512)

**Surplus State Lands;** Provides for reconveyance of specified state lands to fair associations at no cost; authorizes the last leasing agency to remove improvements, fixtures, goods, wares, and merchandise from such lands within 180 days after the reconveyance; provides for expiration. Effective Date: July 1, 2006.

Environmental Regulation Committee: Favorable; Transportation & Economic Development Appropriations Committee: Favorable; State Resources Council: Favorable With Committee Substitute

**HB 737 CS by Grant, Brandenburg, Fields** (Identical CS/CS/SB 1018, Compare SB 1484)

**Tax Benefits Related to Catastrophic Emergencies;** Includes as infrastructure any fixed capital expenditure or fixed capital outlay associated with the improvement of private facilities made available as public shelters or staging areas for emergency response equipment during emergencies declared by the state or local government; limits improvements to those necessary to meet current standards for public emergency evacuation shelters; requires the owner to enter into a written contract with the local government providing improvement funding. Effective Date: July 1, 2006.

Domestic Security Committee: Favorable With Committee Substitute; Local Government Council: Favorable; Finance & Tax Committee: Favorable; State Administration Council: Favorable

**HB 741 CS by Greenstein** (Similar CS/SB 876, Compare HB 19 CS, CS/SB 1086)

**Florida Center for Solid and Hazardous Waste Management;** Designates the Florida Center for Solid and Hazardous Waste Management as the William W. "Bill" Hinkley Center for Solid and Hazardous Waste Management; directs the Department of Environmental Protection, in coordination with the University of Florida and the University of Florida Foundation, to erect suitable markers. Effective Date: July 1, 2006.

Colleges & Universities Committee: Favorable With Committee Substitute; Education Appropriations Committee: Favorable; Education Council: Favorable

**HB 747 CS by Greenstein** (Similar SB 370)

**Health Professionals Treating Speech or Hearing Disorders;** Revises requirements for the Department of Health in issuing a provisional license to practice speech-language pathology or audiology; revises licensing requirements for applicants who graduated or are currently enrolled in a speech-language pathology or audiology program at a university located outside of the United States or Canada; authorizes the Board of Speech-Language Pathology and Audiology to waive certain requirements for applicants who received professional education in another country under certain circumstances; revises requirements for applicants to obtain professional employment in order to be licensed by the department to practice speech-language pathology or audiology; revises requirements for the department to issue a license to an applicant to practice speech-language pathology or audiology; revises requirements for a person to be certified as an audiology assistant; requires an audiologist or speech-language pathologist to give an assistant a board-approved plan for training and to maintain responsibility for services performed by the assistant. Effective Date: July 1, 2006.

Health Care Regulation Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable

**HB 757 by Stargel** (Identical SB 2762)

**Polk County;** Excludes certain positions from the classified service of the Sheriff's Office of Polk County; removes legislative intent; revises names of units and titles of persons in the Sheriff's Office; revises terminology; revises the effective date of appointments to the personnel board; reduces the term of the chairperson of the board; specifies the office and departments from which members are elected to the Members Nominating Committee; revises the effective date of the initial probationary period. Effective Date: upon becoming a law.

Local Government Council: Favorable; Governmental Operations Committee: Favorable

**HB 761 by Carroll, Bean, Clarke, Davis, M., Joyner, Kreegel, Porth, Proctor, Reagan, Waters** (Identical SB 488, Compare HB 337)

**Trespass on the Property of a Certified Domestic Violence Center;** Provides that a person commits a felony of the third degree if he or she trespasses on the property of a domestic violence center meeting specified requirements. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable; Future of Florida's Families Committee: Favorable; Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable

**HB 765 by Jennings** (Similar SB 502)

**Discounted Computers and Internet Access for Students;** Creates a program to offer discounted computers and Internet access to public school students and students in home education programs in grades 5 through 12; requires the Department of Education to negotiate terms with computer manufacturers, certain nonprofit corporations, and broadband Internet access providers; requires the State Board of Education to adopt rules, including rules for provision of technical training to students; requires the Digital Divide Council to implement a pilot project to assist low-income students with purchasing discounted computers and Internet access services; requires the council to identify eligibility criteria for participation in the pilot project; provides funding for implementation. Effective Date: July 1, 2006.

Choice & Innovation Committee: Favorable; Education Appropriations Committee: Favorable; Education Council: Favorable

**HB 773 CS by Goodlette, Carroll, Hasner** (Similar CS/SB 720, Compare SB 1244)

**Initiative Procedures and Standards;** Revises requirements for verification of signatures on petitions; provides requirements for initiative sponsors filing for undue burden; provides procedures to contest alleged improper signature verification; repeals provisions relating to procedures for placement of initiatives on the ballot; revises procedures for placing an initiative on the ballot; provides requirements for information to be contained on petitions; provides procedure for revocation of a petition signature; requires a statement on the ballot regarding the financial impact statement; provides regulation for initiative petition circulators and their activities; repeals provisions relating to referenda and ballots; provides for verifying and counting signatures submitted for verification before the effective date of the act. Effective Date: August 1, 2006.

Ethics & Elections Committee: Favorable; Transportation & Economic Development Appropriations Committee: Favorable With Committee Substitute; State Administration Council: Favorable

**HB 791 CS by Fields, Joyner** (Compare HB 121, CS/SB 254, SB 1738)

**Road Designations;** Designates Ms. Eddie Mae Steward Avenue, Dr. Mary L. Austin Jones Avenue, Mrs. Flossie Brunson Avenue, Dr. Robert L. Brown, Sr., Highway, and Ms. Barbara Van Blake Parkway in Duval County; designates Ms. MaVynne "The Beach Lady" Betsch Highway in Nassau County; designates Brian D. Little Road in Okaloosa County; designates John Land Apopka Expressway in Orange County; revises designation of Toussaint L'Ouverture Boulevard in Miami-Dade County; designates Reverend Gerard Jean-Juste Boulevard in Miami-Dade County; directs the Department of Transportation to erect suitable markers. Effective Date: July 1, 2006.

Transportation Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable With Committee Substitute; State Infrastructure Council: Favorable

**HB 801 CS by Patterson, Baxley, Carroll** (Compare HB 7087, CS/SB 2048)

**Florida Ready to Work Certification Program;** Creates the program to enhance student workplace skills; provides for implementation; provides program components; authorizes rule-making. Effective Date: upon becoming a law.

Community Colleges & Workforce Committee: Favorable With Committee Substitute; Education Appropriations Committee: Favorable; Education Council: Favorable

**HB 805 CS by Benson** (Similar CS/SB 1274)

**Plans, Policies, Contracts, and Programs for the Provision of Health Care Services;** Revises eligibility requirements for participation in health flex plans; requires an identification card containing specified information to be given to insureds who have health and accident insurance, insureds under group health insurance policies, and persons having health care services through a health maintenance contract. Effective Date: January 1, 2007, and shall apply to identification cards issued for policies or certificates issued or renewed on or after that date.

Insurance Committee: Favorable With Committee Substitute; Health Care Regulation Committee: Favorable With Committee Substitute; Commerce Council: Favorable With Committee Substitute

**HB 809 CS by Taylor, Joyner, Porth, Roberson, Sands, Sobel** (Compare SB 1992)

**Assault or Battery on Homeless Persons;** Reclassifies offenses evidencing prejudice based on the homeless status of the victim; provides a minimum sentence and other penalties for a person convicted of an aggravated assault or aggravated battery upon a homeless person. Effective Date: October 1, 2006.

Criminal Justice Committee: Favorable; Criminal Justice Appropriations Committee: Favorable With Committee Substitute; Justice Council: Favorable With Committee Substitute

**HB 821 CS by Goodlette, Carroll, Seiler** (Similar SB 784, Compare HB 1363 CS, CS/SB 132)

**Community Contribution Tax Credit Program;** Increases the amount of available tax credits against the sales tax, corporate income tax, and insurance premium tax, respectively, for projects under the community contribution tax credit program and provides separate annual limitations for specified projects; revises requirements and procedures for the Office of Tourism, Trade, and Economic Development in granting tax credits under the program. Effective Date: July 1, 2006.

Economic Development, Trade & Banking Committee: Favorable With Committee Substitute; Local Government Council: Favorable; Finance & Tax Committee: Favorable With Committee Substitute; Commerce Council: Favorable

**HB 825 CS by Altman, Hasner, Traviesa** (Similar CS/CS/SB 1368)

**Financial Literacy Council;** Creates the council; provides purposes; provides for membership; provides for reimbursement for per diem and travel expenses; provides for meetings, procedures, and records; provides powers and duties of the council; provides for resources of the council; requires that any funds received by the council be deposited in the Department of Financial Services Administrative Trust Fund; provides for expiration of the council; requires annual reports to the Governor and Legislature; provides a contingent appropriation; provides for construction; provides a limitation on expenditures of certain grant funds. Effective Date: July 1, 2006.

Economic Development, Trade & Banking Committee: Favorable With Committee Substitute; State Administration Appropriations Committee: Favorable; Commerce Council: Favorable

**HB 847 by Mahon**

**City of Jacksonville, Duval County;** Restructures the Jacksonville Economic Development Commission by increasing the number of members of the commission; revises membership qualification requirements; removes provisions relating to staggering of terms; revises provisions pertaining to ex officio and technical support advisors; removes provisions relating to duties of the executive director and to a prior transfer of functions and personnel; authorizes the chair of the commission to appoint special or standing committees for certain purposes; provides duties of the chair of the commission; provides for appointment of committee members and terms thereof; creates a downtown committee; provides duties and responsibilities of the downtown committee; repeals an article of the charter that relates to the Jacksonville Downtown Development Authority. Effective Date: upon becoming a law.

Local Government Council: Favorable; Economic Development, Trade & Banking Committee: Favorable

**HB 859 CS by Baxley** (Similar CS/SB 1690)

**Probable Cause Panels;** Places a physician assistant on probable cause panels of the Board of Medicine and the Board of Osteopathic Medicine considering discipline of physician assistants; provides that certain rulemaking provisions are not required to implement specified probable cause panel provisions. Effective Date: July 1, 2006.

Health Care Regulation Committee: Favorable With Committee Substitute; Health & Families Council: Favorable

**HB 871 CS by Ryan, Justice, Slosberg** (Identical CS/CS/SB 1488)

**Telephone Calling Records;** Prohibits a person from obtaining or attempting to obtain the calling record of another person by making false or fraudulent statements or providing false or fraudulent documents to a telecommunications company or by selling or offering to sell a calling record that was obtained in a fraudulent manner; provides that it is a first-degree misdemeanor to commit a first violation and a third-degree felony to commit a second or subsequent violation; provides penalties; provides that it is not a violation of the act for a law enforcement agency or telecommunications company to obtain calling records for specified purposes. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable With Committee Substitute; Utilities & Telecommunications Committee: Favorable; Justice Council: Favorable

**HB 889 CS by Machek**

**Fran Reich Preserve;** Designates the Site 1 Impoundment project of the Comprehensive Everglades Restoration Plan sponsored by the South Florida Water Management District as the Fran Reich Preserve; directs the South Florida Water Management District to erect suitable markers. Effective Date: July 1, 2006.

Water & Natural Resources Committee: Favorable With Committee Substitute; Agriculture & Environment Appropriations Committee: Favorable; State Resources Council: Favorable

**HB 899 by Richardson, Pickens** (Identical SB 1710, Compare HB 5005)

**Regional Consortium Service Organizations;** Requires the determination of services and use of funds to be established by the board of directors of a regional consortium service organization; authorizes establishment of purchasing and bidding programs in lieu of individual school district bid arrangements; authorizes establishment of an educational foundation governed by an educational foundation board of directors; provides for use of property, facilities, and personnel services by an educational foundation; requires audits. Effective Date: July 1, 2006.

PreK-12 Committee: Favorable; Education Appropriations Committee: Favorable; Education Council: Favorable

**HB 919 CS by Grant, Dean, Hasner, Porth** (Identical CS/SB 1418)

**Law Enforcement Investigations;** Prohibits knowingly and willfully giving false information to law enforcement officers under certain circumstances; provides penalties. Effective Date: October 1, 2006.

Criminal Justice Committee: Favorable With Committee Substitute; Justice Council: Favorable

**HB 921 CS by Berfield** (Similar SB 1830)

**Pinellas County Water and Navigation Control Authority;** Abolishes the Pinellas County Water and Navigation Control

Authority and transfers all assets and liabilities of the authority to the county. Effective Date: January 1, 2007.

Local Government Council: Favorable With Committee Substitute

**HB 923 by Machek**

**Troup-Indiantown Water Control District, Martin County;** Corrects the legal description of the boundaries of the Troup-Indiantown Water Control District, Martin County; revises requirements for membership on the board of supervisors; clarifies applicability of general law. Effective Date: upon becoming a law.

Local Government Council: Favorable; Water & Natural Resources Committee: Favorable

**HB 925 by Anderson** (Identical SB 2330)

**Pinellas County Tourist Development Council, Pinellas County;** Revises the membership of the Pinellas County Tourist Development Council; provides the effective date for such changes in council membership. Effective Date: upon becoming a law.

Local Government Council: Favorable; Tourism Committee: Favorable

**HB 927 by Berfield** (Identical SB 1916)

**Mosquito Control District of Pinellas County;** Abolishes the mosquito control district of Pinellas County; transfers all assets and liabilities of the district to the county. Effective Date: January 1, 2007.

Local Government Council: Favorable

**HB 929 by Berfield** (Identical SB 1864)

**Pinellas County;** Abolishes the Pinellas Sports Authority and provides for disposition of its assets and assumption of its liabilities. Effective Date: upon becoming a law.

Local Government Council: Favorable

**HB 931 by Farkas** (Similar SB 2236)

**Pinellas Suncoast Transit Authority, Pinellas County;** Provides for additional members of the governing body of the Pinellas Suncoast Transit Authority; provides for appointment and staggering of terms. Effective Date: upon becoming a law.

Local Government Council: Favorable; Transportation Committee: Favorable

**HB 935 CS by Benson**

**Temporary Buildings;** Considers modular, manufactured, and factory-built buildings not exceeding a 24-month occupancy from the date of a certificate of occupancy as temporary and exempts such buildings from soil and foundation requirements of the Florida Building Code; extends the certificate of occupancy for a temporary building for a limited time; imposes foundation requirements on such buildings. Effective Date: upon becoming a law.

Local Government Council: Favorable With Committee Substitute; Growth Management Committee: Favorable; State Infrastructure Council: Favorable

**HB 947 CS by Legg, Flores, Grant, Grimsley, Proctor, Reagan** (Similar CS/SB 1924)

**Long-Term Care Coverage;** Directs the Agency for Health Care Administration to amend the Medicaid state plan that established the Florida Long-Term Care Partnership Program for purposes of compliance with provisions of the Social Security Act; establishes a qualified state Long-Term Care Insurance Partnership Program in Florida; provides duties of the program; requires consultation with the Office of Insurance Regulation and the Department of Children and Family Services for the creation of standards for certain information; provides rulemaking authority to the agency for implementation of s. 409.9102, F.S.; provides rulemaking authority to the department regarding determination of eligibility for certain services; provides rulemaking authority to the Financial Services Commission for the implementation of the program; repeals provisions of law to delete conflicting provisions relating to the determination of eligibility for nursing and rehabilitative services and the establishment of the Florida Long-Term Care Partnership Program that were contingent upon amendment to the Social Security Act and to delete the contingency in an effective date; requires the Office of Program Policy Analysis and Government Accountability to submit a report on the implementation of a qualified state Long-Term Care Insurance Partnership Program in Florida to the Governor and Legislature. Effective Date: upon becoming a law.

Elder & Long-Term Care Committee: Favorable With Committee Substitute; Insurance Committee: Favorable; Health Care Appropriations Committee: Favorable With Committee Substitute; Health & Families Council: Favorable With Committee Substitute

**HB 955 by Proctor, Carroll, Grant, Hukill** (Identical CS/SB 1370)

**Veterans' Nursing Home of Florida Act;** Authorizes the director of the Department of Veterans' Affairs to waive the residency requirement for admittance to a veterans' nursing for eligible veterans who are disaster evacuees of a state that is under a declared state of emergency. Effective Date: July 1, 2006.

Military & Veteran Affairs Committee: Favorable; Health Care Appropriations Committee: Favorable; State Administration Council: Favorable

**HB 963 CS by Gannon, Robaina, Slosberg** (Similar CS/CS/SB 1450)

**License Plates;** Creates a Donate Organs-Pass It On license plate; provides for the distribution of annual use fees received from the sale of such plates. Effective Date: July 1, 2006.

Transportation Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable; State Infrastructure Council: Favorable

**HB 971 by Sobel** (Identical SB 2810, Compare HB 343, SB 1314)

**Broward County;** Creates the Broward County Council for Services for Seniors as an independent special district to provide funding for services for seniors; authorizes ad valorem taxation and provides a millage cap; provides for a governing board for the district; specifies the powers and duties of the council; requires that all tax moneys collected be paid directly to the council by the Broward County Tax Collector and deposited in qualified public

depositories; provides that the district may be amended or dissolved by a special act of the Legislature; authorizes the Broward County Board of County Commissioners to fund the budget of the council from its own funds after or during the council's first year of operation; requires the district to comply with statutory requirements related to the filing of a financial or compliance report; authorizes the district to seek grants and accept donations from public and private sources; requires a referendum. Effective Date: only upon approval by a majority vote of those qualified electors of Broward County voting in a referendum election to be called by the Broward County Board of County Commissioners and held in conjunction with the primary election held on September

Local Government Council: Favorable; Elder & Long-Term Care Committee: Favorable; Fiscal Council: Favorable

**HB 1007 CS by Proctor, Allen, Kendrick** (Similar SB 1638)

**State Parks;** Provides members of the Florida National Guard and certain relatives of such members free entrance to state parks; requires presentation of certain identification as a condition for free entrance. Effective Date: July 1, 2006.

Military & Veteran Affairs Committee: Favorable With Committee Substitute; Tourism Committee: Favorable; Agriculture & Environment Appropriations Committee: Favorable; State Administration Council: Favorable

**HB 1027 CS by Hasner, Coley, Altman, Baxley, Benson, Berfield, Bilirakis, Bogdanoff, Brutus, Bullard, Carroll, Davis, M., Farkas, Flores, Garcia, Glorioso, Goldstein, Grant, Greenstein, Harrell, Hays, Jordan, Kendrick, Llorente, Lopez-Cantera, Meadows, Peterman, Proctor, Quinones, Rivera, Sands, Sansom, Sobel, Stargel, Williams, Zapata** (Compare CS/CS/CS/SB 1826)

**Biomedical Research;** Provides legislative intent; authorizes the use of funds in the Biomedical Research Trust Fund for the purposes of the William G. "Bill" Bankhead, Jr., and David Coley Cancer Research Program; provides for deposit of certain proceeds of the Lawton Chiles Endowment Fund into the Biomedical Research Trust Fund for purposes of the William G. "Bill" Bankhead, Jr., and David Coley Cancer Research Program; revises the membership and the method for appointing members to the Biomedical Research Advisory Council; requires the council to award grants for cancer research through the William G. "Bill" Bankhead, Jr., and David Coley Cancer Research Program; provides for the repeal of the James and Esther King Biomedical Research Program; requires the Legislature to review the program prior to the repeal; provides for transition to new appointments; revises the membership of the advisory council for the Florida Center for Universal Research to Eradicate Disease; provides for terms of office and the filling of vacancies; provides for officers, meetings, and procedures; provides for transition to new appointments; revises a goal of the Florida Cancer Council; establishes the William G. "Bill" Bankhead, Jr., and David Coley Cancer Research Program within the Department of Health; provides the purpose of the program; requires the program to provide grants for cancer research; provides procedures for awarding cancer research grants; provides for peer review panels; provides requirements with respect to ethical conduct and conflicts of interest; provides for public records and meetings; requires an annual report; provides for the repeal of William G. "Bill" Bankhead, Jr., and David Coley Cancer Research Program; requires the Legislature to review the program prior to the repeal; revises the purpose, duties, and authority of the Florida Public Health Foundation, Inc.; provides for Governor to

certify certain funds for a certain number of years; redistributes certain funds collected from taxes on alcoholic beverages; revises the method of appointing and filling vacancies on the board of directors of the Johnnie B. Byrd, Sr., Alzheimer's Center and Research Institute; requires certain information in the annual report; requires an annual operating budget; provides procedures for awarding of Alzheimer's disease research grants; provides for peer review panels; provides requirements with respect to ethical conduct and conflicts of interest; provides for public records and meetings; provides for the repeal of Johnnie B. Byrd, Sr., Alzheimer's Center and Research Institute; requires the Legislature to review the center and institute prior to the repeal; provides for transition to new appointments; provides appropriations. Effective Date: upon this act becoming a law, this act shall take effect July 1, 2006.

Health Care General Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable With Committee Substitute; Health & Families Council: Favorable With Committee Substitute; Health Care General Committee: Favorable With Committee Substitute

#### **HB 1029 CS by Baxley, Clarke, Kreegel (Similar CS/SB 1546)**

**Carrying of Firearms in National Forests;** With respect to the carrying of firearms in national forests, repeals provisions of law which prohibit the carrying of firearms in national forests, which authorize the granting of a special permit for the carrying of firearms in a national forest, and which provide a penalty for violation thereof; requires the Department of Environmental Protection to amend the correlative rule in the Florida Administrative Code to allow the possession of weapons in compliance with all Florida Statutes; provides requirements with respect to amendment of the rule. Effective Date: October 1, 2006.

Criminal Justice Committee: Favorable; Environmental Regulation Committee: Favorable With Committee Substitute; Justice Council: Favorable

#### **HB 1031 CS by Kyle (Similar CS/SB 1870)**

**Pawnbroking;** Provides that local ordinances shall not require the payment of any fee or tax related to a pawn transaction or purchase unless authorized under the Florida Pawnbroking Act. Effective Date: July 1, 2006.

Agriculture Committee: Favorable With Committee Substitute; Finance & Tax Committee: Favorable; State Resources Council: Favorable

#### **HB 1047 CS by Stargel (Similar CS/SB 2184)**

**Parental Relocation with a Child;** Deletes standards for determining whether to allow a primary residential parent to move a child; provides for notification of certain persons of the intent to relocate the child and provides procedures therefor; requires certain information to be provided on a Notice of Intent to Relocate; provides procedures for objecting to the relocation of a child; provides applicability of public records law; provides for content of an objection to relocation; authorizes the court to grant a temporary order restraining the relocation of a child; prohibits certain presumptions and requires certain factors to be evaluated by the court with regard to relocation of a child; assigns the burden of proof in cases of relocation of a child; authorizes the court to order certain contact with the child by the nonrelocating party; grants

priority for certain hearings and trials; provides applicability. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable With Committee Substitute; Future of Florida's Families Committee: Favorable; Justice Council: Favorable

#### **HB 1051 by Domino**

**Northern Palm Beach County Improvement District, Palm Beach County;** Requires prior written notice of candidacy to be eligible for election to the Board of Supervisors. Effective Date: upon becoming a law.

Local Government Council: Favorable

#### **HB 1053 by Davis, D.**

**City of Jacksonville, Duval County;** Expands the mayor's power to transfer certain appropriations, subject to authorization by ordinance adopted and approved by extraordinary vote of the council. Effective Date: upon becoming a law.

Local Government Council: Favorable

#### **HB 1059 by Rivera (Similar SB 2706)**

**Deduction and Collection of a Bargaining Agent's Dues and Uniform Assessments;** Eliminates a right of certain bargaining agents to have certain dues and assessments deducted and collected by an employer from certain employees; provides legislative findings and intent; provides that the deduction and collection of certain dues and assessments is a proper subject of collective bargaining; provides requirements and limitations; provides for accounting of funds; provides for enforcement. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable; State Administration Council: Favorable

#### **HB 1067 CS by Grimsley, Bullard (Similar CS/SB 1922)**

**State Long-Term Care Ombudsman Program;** Revises legislative findings and intent; revises provisions relating to qualifications of the State Long-Term Care Ombudsman; revises duties of the legal advocate; revises duties and responsibilities of the State Long-Term Care Ombudsman; requires an annual report; repeals provisions relating to the Office of State Long-Term Care Ombudsman and departments of state government; revises duties and membership of the State Long-Term Care Ombudsman Council; provides for election of a local council member from each local council to provide representation on the state council; authorizes the Secretary of Elderly Affairs to recommend to the Governor appointments to at-large positions on the state council; provides conditions for removal of members of and for filling vacancies on the state council; provides for election of officers and meetings; provides for per diem and travel expenses if approved by the ombudsman; authorizes the State Long-Term Care Ombudsman to designate and direct local long-term care ombudsman councils; requires approval by the Secretary of Elderly Affairs of jurisdictional boundaries designated by the ombudsman; revises duties of the local long-term care ombudsman councils; provides requirements and application for membership, election of officers, and meetings of a local long-term care ombudsman council; provides conditions for removal of members; provides for travel expenses for members of the council; consolidates provisions relating to

conflicts of interest of the ombudsman; provides rulemaking authority to the Department of Elderly Affairs regarding conflicts of interest; requires the department to adopt rules relating to procedures for receiving, investigating, and assessing complaints against long-term care facilities; deletes provisions requiring certain approval by the Secretary of Elderly Affairs and the ombudsman and the posting and distribution of copies of such procedures; provides conditions for investigations of complaints by state and local ombudsman councils; provides that refusing to allow the ombudsman or a member of a state or local council to enter a long-term care facility is a violation of ch. 400, F.S.; deletes conditions for onsite administrative inspections; provides conditions and requirements for onsite administrative assessments of nursing homes, assisted living facilities, and adult family-care homes; prohibits forcible entry of long-term care facilities; provides that refusing to allow the ombudsman or a member of a state or local council to enter a long-term care facility is a violation of ch. 400, F.S.; provides complaint and notification procedures for state and local councils; provides circumstances in which information relating to violations by a long-term care facility is provided to a local law enforcement agency; requires information relating to the State Long-Term Care Ombudsman Program to be provided to residents of long-term care facilities or their representatives; provides for immunity from liability for certain persons; requires long-term care facilities to provide the Office of State Long-Term Care Ombudsman and state and local councils and their members with access to the facility and the records and residents of the facility; authorizes rather than requires the department to adopt rules regarding access to facilities, records, and residents; prohibits certain actions against persons who file complaints; provides penalties; provides for oversight by and responsibilities of the department; requires the department to provide certain funding for the State Long-Term Care Ombudsman Program; requires the office to maintain a data reporting system relating to complaints about and conditions in long-term care facilities; requires the office to publish and include certain information in its annual report; provides for training of employees of the office and members of the state and local councils; requires the ombudsman to approve the curriculum and provides contents thereof; requires certification of employees by the ombudsman. Effective Date: upon becoming a law.

Elder & Long-Term Care Committee: Favorable With Committee Substitute; Governmental Operations Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable

#### **HB 1077 CS by Russell (Identical CS/SB 2682)**

**Motor Vehicle Dealers;** Exempts certain applicants for a new franchised motor vehicle dealer license from certain training requirements; revises the definition of "demonstrator" for purposes of provisions relating to manufacturing, importing, and distributing motor vehicles; prohibits specified licensees from failing to pay certain compensation amounts to a motor vehicle dealer after termination of the dealer's franchise agreement; provides procedures for payment of the compensation amounts; provides for certain remedies, procedures, and rights of recovery; deletes a requirement that certain notices be sent by certified mail; revises conditions under which an opening or reopening of the same or a successor dealer within 12 months is not considered an additional dealer subject to protest; prohibits for a certain time proposals for a dealer of the same line-make after the opening or reopening of the dealer; provides criteria for measurements of distance between dealer locations; provides that the Department of Highway Safety and Motor Vehicles is not obligated to determine the accuracy of

any distance submitted in a notice; provides for resolution of disputed distances by a hearing. Effective Date: July 1, 2006.

Transportation Committee: Favorable With Committee Substitute; Civil Justice Committee: Favorable; State Infrastructure Council: Favorable

#### **HB 1081 by Kyle**

**Lee County Hyacinth Control District, Lee County;** Provides that all work done under the provisions of the district's charter shall be under the supervision of a person determined qualified by the Hyacinth Board. Effective Date: upon becoming a law.

Local Government Council: Favorable

#### **HB 1085 by Traviesa, Ambler, Culp, Galvano, Glorioso, Henriquez, Homan, Joyner, Littlefield, Peterman, Reagan, Ross**

**Hillsborough County School District;** Provides for a seven-member District School Board of Hillsborough County, with five members elected from single-member residence areas and two members elected from the district at large; provides for reapportionment; provides that elections shall be held in accordance with general law. Effective Date: upon becoming a law.

Local Government Council: Favorable; Education Appropriations Committee: Favorable

#### **HB 1107 CS by Jennings, Sansom (Similar SB 1664, Compare CS/SB 254)**

**Road Designations;** Designates Rosa Parks Memorial Highway in Marion, Alachua, and Bradford Counties; directs the Department of Transportation to erect suitable markers. Effective Date: July 1, 2006.

Transportation Committee: Favorable; Transportation & Economic Development Appropriations Committee: Favorable; State Infrastructure Council: Favorable With Committee Substitute

#### **HB 1129 CS by Henriquez, Flores, Zapata (Compare SB 2026)**

**Florida State Employees' Charitable Campaign;** Requires that undesignated campaign funds be shared proportionally by the participating charitable organizations with certain identified programs in this state based on the percentage of designations in each fiscal agent area; removes the fiscal agent's right to select the steering committee members. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable; State Administration Council: Favorable With Committee Substitute

#### **HB 1133 by Sorensen**

**Key Largo Wastewater Treatment District, Monroe County;** Provides for liens against real property under certain circumstances involving delinquent fees, rentals, or other charges. Effective Date: upon becoming a law.

Local Government Council: Favorable; State Resources Council: Favorable

### **HB 1137 CS by Harrell**

**Rupert J. Smith Law Library, St. Lucie County;** Provides for the appointment of additional members to the Board of Trustees of the Rupert J. Smith Law Library. Effective Date: upon becoming a law.

Local Government Council: Favorable With Committee Substitute

### **HB 1141 CS by Stargel, Hasner (Similar SB 1434)**

**Conveyances of Land;** Provides for the transfer and creation of custodial property in an individual retirement account or certain qualified plans; provides powers to the custodian or trustee of such custodial property; provides protections for persons dealing with the custodian or trustee; exempts specified transfers from specific claims; provides for the disposition of custodial property held in an account, plan, or custodianship that is terminated; provides a standard of care for the custodian or trustee; provides for specified declarations to control in specific legal proceedings; provides that provisions relating to deeds under statute of uses are not applicable to a transfer by a custodian or trustee under the act; provides that recorded instruments transferring interests in real property to a custodian or trustee are ratified, confirmed, and validated; specifies vesting of such interests in the custodian or trustee; specifies nonapplication of provisions relating to deeds under statute of uses to such instruments. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable; Economic Development, Trade & Banking Committee: Favorable; Justice Council: Favorable With Committee Substitute

### **HB 1145 CS by Evers, Arza, Hukill, Kendrick (Compare SB 1494)**

**Official State Designations;** Designates an official state motto; designates the future Admiral John H. Fetterman State of Florida Maritime Museum and Research Center in Pensacola as the official state maritime museum and provides for the future review and repeal of the designation. Effective Date: July 1, 2006.

Governmental Operations Committee: Favorable; State Administration Council: Favorable With Committee Substitute

### **HB 1151 by Davis, M.**

**Collier County;** Provides for persons cited by county park enforcement officers to appear before the Collier County Code Enforcement Special Master instead of in county court. Effective Date: upon becoming a law.

Local Government Council: Favorable; Judiciary Committee: Favorable

### **HB 1153 CS by Coley, Evers (Similar CS/SB 1290)**

**Concealed Weapons;** Provides that a concealed weapon or firearm license of a servicemember serving on military orders away from his or her residence shall not expire until 180 days after the date upon which the servicemember returns from serving on military orders; provides procedures and requirements with respect to the extension. Effective Date: July 1, 2006.

Agriculture Committee: Favorable; Military & Veteran Affairs Committee: Favorable With Committee Substitute; State Resources Council: Favorable

### **HB 1155 by Evers (Identical SB 2174)**

**Contaminated Drycleaning Facilities;** Provides that contaminated drycleaning facilities damaged by accident prior to a specified date are eligible for state-funded site rehabilitation; defines the term "accident" for purposes of the act. Effective Date: upon becoming a law.

Environmental Regulation Committee: Favorable; Agriculture & Environment Appropriations Committee: Favorable; State Resources Council: Favorable

### **HB 1157 CS by Mayfield, Sobel (Similar SB 2178)**

**Dental Charting;** Expands the scope and area of practice of dental hygienists to include dental charting; provides for regulation of dental charting; authorizes dental hygienists to perform dental charting under certain conditions; regulates the use and content of disclosure and charting forms; requires the Board of Dentistry to approve disclosure and charting forms; limits the applicability of dental charting; provides restrictions on periodontal probe use in dental charting; provides restrictions on dental charting reimbursement, referrals made in conjunction with the provision of dental charting services, and the provision of dental charting by a dental hygienist without supervision. Effective Date: July 1, 2006.

Health Care Regulation Committee: Favorable With Committee Substitute; Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable

### **HB 1171 by Rivera, Planas, Zapata (Identical SB 2434)**

**Travel to Terrorist States;** Prohibits the use of funds from the Community College Program Fund, or funds made available to community colleges from outside the fund, to implement, organize, direct, coordinate, or administer activities related to or involving travel to a terrorist state; prohibits the use of state or nonstate funds made available to state universities to implement, organize, direct, coordinate, or administer activities related to or involving travel to a terrorist state; provides that travel expenses of public officers or employees for the purpose of implementing, organizing, directing, coordinating, or administering activities related to or involving travel to a terrorist state shall not be allowed under any circumstances; defines "terrorist state." Effective Date: July 1, 2006.

Community Colleges & Workforce Committee: Favorable; Education Appropriations Committee: Favorable; Education Council: Favorable

### **HB 1173 CS by Ross, Culp (Identical CS/SB 2242)**

**Driver History Records;** Creates the "Jeffrey Klapatch Act"; provides for the Division of Driver Licenses of the Department of Highway Safety and Motor Vehicles to implement a system that provides the parents or guardian of a minor or the adult who signed a minor's application for a driver's license with Internet access to the driver history record of the minor; provides that no fee will be charged for such access; provides for termination of such access. Effective Date: January 1, 2007.

Transportation Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable; State Infrastructure Council: Favorable

**HB 1189 by Legg** (Identical SB 2778)

**Pasco County;** Provides that a resolution of the District School Board of Pasco County which provides for receipt of proceeds from the local government infrastructure surtax may include a covenant to limit the levy of capital local school property taxes; ratifies and confirms a referendum. Effective Date: upon becoming a law but shall ratify and confirm the referendum held in Pasco County in March 2004.

Local Government Council: Favorable; Finance & Tax Committee: Favorable

**HB 1195 by Galvano**

**Manatee County;** Revises the repeal date of an act to continue the Manatee County Fire Prevention Code Enforcement Board and the Manatee County Fire Marshal Appeals Board. Effective Date: upon becoming a law.

Local Government Council: Favorable

**HB 1203 CS by Poppell**

**St. Johns Water Control District, Indian River County;** Codifies, amends, and reenacts special acts relating to the district; provides boundaries; provides the provisions of ch. 298, F.S., applicable thereto; provides for the levy, collection, and enforcement of installment and maintenance taxes by said district at the same time and in like manner as county taxes; provides that said taxes shall be extended by the county on the county tax roll and shall be collected by the tax collector in the same manner and time as county taxes; provides for the same discounts and penalties as county taxes; provides for the compensation of the county property appraiser and tax collector; provides that district taxes shall be a lien on lands against which taxes are levied of equal dignity with county and other taxes; provides that the approval of the board of drainage commissioners is not required to issue bonds; provides for floating indebtedness of the district; provides that payment of taxes in advance is not authorized; provides that use of bonds and interest coupons in payment of taxes is not authorized; provides that water is a common enemy; provides for compensation of the board of supervisors. Effective Date: upon becoming a law.

Local Government Council: Favorable; Finance & Tax Committee: Favorable With Committee Substitute

**HB 1205 CS by Poppell**

**Indian River Farms Water Control District, Indian River County;** Codifies, amends, reenacts, and repeals the special acts of the Indian River Farms Water Control District; provides the territorial boundaries of the district; makes the provisions of ch. 298, F.S., applicable thereto; provides for the levy, collection, and enforcement of installment and maintenance taxes by the district at the same time and in like manner as county taxes; provides that said taxes shall be extended by the county on the county tax roll and shall be collected by the tax collector in the same manner and time as county taxes; provides for the same discounts and penalties as county taxes; provides for the compensation of the property appraiser and tax collector; provides that district taxes shall be a lien on lands against which taxes are levied of equal dignity with county and other taxes; provides that the approval of the board of drainage commissioners is not required to issue bonds; provides for floating indebtedness of the district; provides that payment of taxes in advance is not authorized; provides that use of bonds and interest

coupons in payment of taxes is not authorized; provides that water is a common enemy; provides for compensation of the board of supervisors. Effective Date: upon becoming a law.

Local Government Council: Favorable With Committee Substitute; Finance & Tax Committee: Favorable With Committee Substitute

**HB 1207 CS by Poppell**

**Indian River Mosquito Control District, Indian River County;** Codifies, amends, and reenacts special acts relating to the district; fixes and prescribes boundaries; provides for the government and administration of the district; provides powers and purposes of district and board of commissioners; authorizes and empowers board to construct and maintain canals, ditches, drains, and dikes and to fill depressions, lakes, ponds, or marshes in order to eliminate breeding places of mosquitoes and sandflies and to control and eradicate mosquitoes and sandflies; provides for spraying or otherwise disbursing substances and materials over the area of such district for the purpose of controlling and eradicating mosquitoes and sandflies and diseases transmitted by the same; authorizes board to do any and all acts or things necessary for the control and complete elimination of mosquitoes and sandflies in the district; authorizes and provides for the levy and collection of taxes upon all real and personal taxable property in the district for purposes of the act; authorizes borrowing by the board of commissioners in any one tax year of a sum not to exceed a certain percentage of the estimated taxes to be collected that year and to evidence the indebtedness by written obligation of the district; provides for the payment of interest thereon and for the repayment thereof prior to the borrowing of any further sums in any subsequent year; limits the amount of taxes that may be so levied; prohibits injury to any works controlled under or in pursuance of this act; legalizes and validates the acts of the district herewith abolished and makes all contracts of the district so abolished binding upon the new district; authorizes and prescribes generally the powers and duties of the board of commissioners of the new district. Effective Date: July 1, 2006.

Local Government Council: Favorable; Finance & Tax Committee: Favorable With Committee Substitute

**HB 1221 by Cannon, Arza** (Identical SB 2252)

**District School Boards;** Provides an alternate procedure for the election of a district school board chair in any school district that does not have a district school board member elected at large; requires a referendum and provides requirements for submitting such referendum to the electors; provides for resolution of a tie vote by the district school board chair and district school board members. Effective Date: July 1, 2006.

PreK-12 Committee: Favorable; Education Council: Favorable

**HB 1249 CS by Kendrick** (Similar CS/CS/SB 1208, Compare CS/CS/SB 1226, SB 2070)

**Funding for Oyster Management and Restoration Programs in Apalachicola Bay and Other Areas;** Increases the distribution of certain revenues from the excise tax on documents; authorizes the distribution of such revenues to the General Inspection Trust Fund of the Department of Agriculture and Consumer Services; provides for such funds to be used for oyster management and restoration programs in Apalachicola Bay and other areas; abolishes a surcharge upon oysters harvested from Apalachicola Bay; deletes certain requirements related to the surcharge; provides for the use of

moneys from the General Inspection Trust Fund for oyster management and restoration programs in Apalachicola Bay and other areas; prohibits the Department of Revenue from collecting uncollected moneys payable from the surcharge. Effective Date: upon becoming a law.

Environmental Regulation Committee: Favorable With Committee Substitute; Agriculture & Environment Appropriations Committee: Favorable With Committee Substitute; State Resources Council: Favorable

#### **HB 1291 CS by Poppell, Joyner (Similar SB 2438)**

**Weapons;** Revises the definition of the term "weapon"; revises and clarifies provisions related to the prohibited exhibition and possession of specified weapons and firearms at a school-sponsored event or on school property; clarifies provisions with respect to prohibited trespass on school property with a firearm or other weapon. Effective Date: July 1, 2006.

Criminal Justice Committee: Favorable With Committee Substitute; PreK-12 Committee: Favorable; Justice Council: Favorable

#### **HB 1299 CS by Sorensen, Russell (Compare HB 749 CS, CS/SB 1874, CS/SB 2098)**

**Areas of Critical State Concern;** Authorizes the continued levy of the tourist impact tax for a specified time in areas of critical state concern removed from designation; provides for continued levy beyond that period pursuant to referendum approval of an ordinance reauthorizing the levy; authorizes counties to continue the use of a portion of local government infrastructure surtax proceeds for public purposes for a specified period after removal of designation of an area as an area of critical state concern; provides for continued use of a portion of such proceeds for specified purposes pursuant to ordinance; provides requirements, procedures, and criteria for Administration Commission removal of designation of the Florida Keys Area as an area of critical state concern; requires removal of the designation under specified circumstances; provides for judicial review of Administration Commission determinations; requires the state land planning agency to review local comprehensive plans and amendments applicable to the Florida Keys Area for compliance with specified requirements; revises powers of a land authority in an area of critical state concern to acquire property to provide affordable housing; provides for continued power of a land authority to acquire property within an area of critical state concern removed from designation; provides for the continued existence of a land authority in an area of critical state concern after removal of the designation; authorizes local governments in areas of critical state concern removed from designation to continue to enact ordinances relating to central sewerage systems; provides for continuation of existing state liability in inverse condemnation actions related to the Florida Keys Area after removal of designation. Effective Date: July 1, 2006.

Local Government Council: Favorable With Committee Substitute; Fiscal Council: Favorable

#### **HB 1303 by Troutman (Identical SB 2758)**

**Hardee County Economic Development Authority, Hardee County;** Revises the membership of the Hardee County Economic Development Authority. Effective Date: upon becoming a law.

Local Government Council: Favorable

#### **HB 1335 by Sorensen**

**Monroe County;** Authorizes teleconferencing attendance by county commissioners to qualify for a quorum at certain meetings; requires compliance with certain public meetings laws; provides for future repeal. Effective Date: July 1, 2006.

Local Government Council: Favorable; Governmental Operations Committee: Favorable

#### **HB 1341 by Joyner, Seiler (Similar SB 2190)**

**Fiduciary Lawyer-Client Privilege;** Provides that a client acts as a fiduciary when serving in specified positions; provides that a communication between a lawyer and a client acting as a fiduciary is privileged and protected from disclosure; provides construction in application. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable; Justice Council: Favorable

#### **HB 1355 by Sobel (Identical SB 2814, Compare HB 969)**

**City of Lauderhill, Broward County;** Extends and enlarges the corporate limits of the City of Lauderhill in Broward County to include specific unincorporated lands within said corporate limits; provides for transfer of public roads and rights-of-way; provides for powers and services over annexed area; provides for continuation of contracts in effect prior to annexation. Effective Date: upon becoming a law.

Local Government Council: Favorable

#### **HB 1375 CS by Reagan**

**Manatee County;** Creates the Duette Fire and Rescue District, an independent special district; creates a district charter; provides a short title; provides definitions; provides territorial boundaries of the district; provides purposes and intent; provides for a board of commissioners of the district; provides qualification, election, membership, terms of office, and compensation of the board; provides for the filling of vacancies; provides for meetings; provides powers and duties of the board; provides for use of district funds; authorizes the district to issue bonds and levy ad valorem taxes, non-ad valorem assessments, impact fees, and user charges; provides for a 5-year plan; provides for modification of district boundaries; provides for merger with certain other districts under certain circumstances; provides for amendment of the charter by special act of the Legislature; provides requirements for merger or dissolution; provides severability; requires a referendum. Effective Date: only upon its approval by a majority vote of those qualified electors of the district voting in a referendum election to be held by the Manatee County Supervisor of Elections and to be held on or before December 30, 2006, in accordance with the prov

Local Government Council: Favorable With Committee Substitute; Finance & Tax Committee: Favorable

#### **HB 1395 CS by Sorensen, Glorioso (Similar CS/SB 224)**

**Traffic Safety;** Creates the "Road Rage Reduction Act"; prohibits a person from operating a motor vehicle in the most left-hand lane under described circumstances; provides penalties for violations; redefines the term "aggressive careless driving"; provides penalties for aggressive careless driving; provides for distribution of certain fines collected; requires a hearing for a second or subsequent aggressive careless driving violation; requires the Department of

Highway Safety and Motor Vehicles to provide an educational awareness campaign. Effective Date: July 1, 2006.

Transportation Committee: Favorable With Committee Substitute; Transportation & Economic Development Appropriations Committee: Favorable; State Infrastructure Council: Favorable With Committee Substitute

**HB 1399 CS by Davis, M.** (Compare SB 2780)

**North Naples Fire Control and Rescue District, Collier County;** Provides for applicability of s. 171.093, F.S., in the event of annexation by a municipality within the boundaries of the district; authorizes the district to provide housing or housing assistance for district employees. Effective Date: upon becoming a law.

Local Government Council: Favorable With Committee Substitute; Finance & Tax Committee: Favorable

**SB 1400 by Smith** (Similar HB 411)

**Psychotherapist-patient Privilege;** redefines term "psychotherapist" to include certain advanced registered nurse practitioners for purposes of psychotherapist-patient privilege of Florida Evidence Code. Amends 90.503. Effective Date: 07/01/2006

Calendar without reference

**HB 1415 CS by Sansom, Allen, Kendrick, Proctor** (Compare SB 1878)

**Traffic Control;** Exempts certain nonprofit organizations from permit requirements related to obstructing streets or roads for solicitation purposes; establishes conditions certain nonprofit organizations must meet in order to solicit charitable donations on or along certain streets, roads, and rights-of-way; authorizes local governments to halt solicitation activities if conditions are not met. Effective Date: July 1, 2006.

Transportation Committee: Favorable With Committee Substitute; State Infrastructure Council: Favorable

**HB 1481 by Dean** (Identical SB 2770)

**Homosassa Special Water District, Citrus County;** Provides for annexation of specified areas into the district subject to voter approval at a referendum. Effective Date: only upon their approval by a majority vote of those qualified electors authorized under such sections and voting in a referendum election to be called by the Homosassa Special Water District to be held before December 30, 2006, in accordance with t

Local Government Council: Favorable; Finance & Tax Committee: Favorable

**HB 1495 by Arza** (Identical SB 2536)

**Marriage Licenses;** Deletes provisions authorizing the court to issue a marriage license upon the sworn application that both minor applicants are the parents of a child or the expectant parents of a child; deletes provisions authorizing the court to issue a marriage license upon written verification by a physician and sworn application that the minor female applicant is an expectant parent; provides, as a result, that no license to marry shall be granted to any person under the age of 16 years, with or without the consent of the parents. Effective Date: July 1, 2006.

Civil Justice Committee: Favorable; Future of Florida's Families Committee: Favorable; Justice Council: Favorable

**HB 1497 by Sobel** (Identical SB 2830)

**Sunshine Water Control District, Broward County;** Repeals the enacting law of the district and provides for its incorporation as an ordinance of the City of Coral Springs; provides for classification and status of the district, election or appointment of supervisors, approval of the budget, and powers and responsibilities. Effective Date: upon becoming a law.

Local Government Council: Favorable

**HB 1501 CS by Berfield** (Compare SB 2432)

**Agent Licensing;** Authorizes travel agents to solicit and sell air ambulance transportation prepaid limited health service contracts. Effective Date: July 1, 2006.

Agriculture Committee: Favorable; Insurance Committee: Favorable With Committee Substitute; State Resources Council: Favorable

**HB 1585 by Sobel** (Identical SB 2828)

**Broward County;** Provides for annexation and deannexation of certain described lands within the municipal limits of the City of Pembroke Pines and the Town of Southwest Ranches. Effective Date: upon becoming a law.

Local Government Council: Favorable

**HB 1611 CS by Goldstein, Sobel** (Similar HB 1135 CS, CS/CS/SB 2060, Compare SB 2652)

**Practice of Architecture and Interior Design;** Authorizes the Board of Architecture and Interior Design to establish rules relating to responsible supervising control; authorizes retired architects and interior designers to use the title "architect, retired" and "interior designer, retired," respectively. Effective Date: July 1, 2006.

Business Regulation Committee: Favorable With Committee Substitute; Commerce Council: Favorable With Committee Substitute

**HR 1627 by Kyle**

**Unanimity of Jury Recommendations in Death Penalty Cases;** Declares the House of Representatives' view of what the state's public policy regarding unanimity of jury recommendations in death penalty cases should be.

Criminal Justice Committee: Favorable; Justice Council: Favorable

**HB 1633 CS by Cretul**

**Alachua County Housing Authority;** Provides that the Alachua County Commission may appoint two alternate members to the Alachua County Housing Authority. Effective Date: upon becoming a law.

Local Government Council: Favorable With Committee Substitute

**HB 5029 by Fiscal Council, Kottkamp**

**Court Technology Trust Fund;** Creates the Court Technology Trust Fund within the state courts system; provides for sources of funds and purposes; provides for future review and termination or re-creation of the trust fund. Effective Date: July 1, 2006.

Calendar without reference

**HB 5031 by Fiscal Council, Kottkamp (Identical CS/SB 2348)**

**Operating Trust Fund;** Creates the Operating Trust Fund within the state courts system; provides for sources of funds and purposes; provides for future review and termination or re-creation of the trust fund; conforms provisions; directs certain fees collected by the Clerk of the Supreme Court, the trial court administrator of each circuit, and the clerk of each district court and certain fees paid to the Supreme Court by court reporters to be deposited into the trust fund in lieu of another trust fund. Effective Date: July 1, 2006.

Calendar without reference

**HB 5033 by Fiscal Council, Kottkamp (Identical SB 2350)**

**Federal Grants Trust Fund;** Creates the Federal Grants Trust Fund within the state courts system; provides for sources of funds and purposes; provides for future review and termination or re-creation of the trust fund. Effective Date: July 1, 2006.

Calendar without reference

**HB 5035 by Fiscal Council, Barreiro (Identical SB 2340)**

**Administrative Trust Fund;** Creates the Administrative Trust Fund within the Department of Corrections; provides for sources of funds and purposes; provides for annual carryforward of funds; provides for future review and termination or re-creation of the trust fund. Effective Date: July 1, 2006.

Calendar without reference

**HB 5037 by Fiscal Council, Barreiro (Identical SB 2342)**

**Federal Grants Trust Fund;** Creates the Federal Grants Trust Fund within the Department of Corrections; provides for sources of funds and purposes; provides for future review and termination or re-creation of the trust fund. Effective Date: July 1, 2006.

Calendar without reference

**HB 5039 by Fiscal Council, Barreiro (Identical SB 2344)**

**Administrative Trust Fund;** Creates the Administrative Trust Fund within the Department of Law Enforcement; provides for sources of funds and purposes; provides for annual carryforward of funds; provides for future review and termination or re-creation of the trust fund. Effective Date: July 1, 2006.

Calendar without reference

**HB 5041 by Fiscal Council, Barreiro (Identical SB 2346)**

**Federal Grants Trust Fund;** Creates the Federal Grants Trust Fund within the Department of Law Enforcement; provides for

sources of funds and purposes; provides for future review and termination or re-creation of the trust fund. Effective Date: July 1, 2006.

Calendar without reference

**HB 5043 by Fiscal Council, Negron (Similar CS/SB 826)**

**Trust Funds;** Terminates certain specified trust funds within the Department of Agriculture and Consumer Services and transfers the funds to other trust funds in the department; renames certain specified trust funds within the Department of Agriculture and Consumer Services, the Department of the Lottery, and the Division of Administrative Hearings in the Department of Management Services; transfers certain accounts within the Grants and Donations Trust Fund of the Department of Management Services to the Operating Trust Fund of the Department of Management Services; conforms certain provisions to changes made by the act; reenacts provisions relating to charity racing days, to incorporate the amendments made to s. 550.2625, F.S., in a reference thereto; reenacts provisions relating to exempting the Justice Administrative Commission from certain fees and authorizes the use of the on-line procurement system of the Department of Agriculture and Consumer Services, respectively, to incorporate the amendments made to s. 287.057, F.S., in references thereto. Effective Date: July 1, 2006.

Calendar without reference

**HCB 6001 (for HBs 117, 477) CS by Governmental Operations Committee, Coley, Ausley, Anderson, Attkisson, Kendrick, Kreegel, Machek, Mahon, Mealor, Porth, Richardson, Seiler, Waters (Similar CS/CS/SB 428, Compare HB 117, HB 477)**

**Per Diem and Travel Expenses;** Revises per diem, subsistence, and mileage rates for purposes of reimbursement of travel expenses of public officers, employees, and authorized persons; provides an appropriation. Effective Date: July 1, 2006.

Fiscal Council: Favorable With Committee Substitute; State Administration Council: Favorable

**HCB 6003 (for HBs 515, 589) CS by Criminal Justice Committee, Stargel, Llorente, Planas (Similar CS/SB 1168, Compare HB 515, HB 589, SB 1534)**

**Resale of Tickets;** Deletes a provision making the sale or marketing of certain admission tickets at a price in excess of \$1 above the retail admission price charged by the original seller a violation of the Sellers of Travel Act in certain circumstances; increases the maximum amount above retail price for which specified tickets may be resold without violating statute; provides an exception to the criminal penalty for resale of tickets authorized by the original seller; provides an exception to the criminal penalty for resale of certain tickets through an Internet website in specified circumstances; provides for sales tax collection on ticket resales. Effective Date: July 1, 2006.

Agriculture Committee: Favorable; State Resources Council: Favorable With Committee Substitute

**HB 7019 CS by Civil Justice Committee, Mahon** (Similar CS/CS/SB 2188)

**Mediation;** Revises, creates, and deletes definitions; provides standards for conduct of mediation; provides for the role of the mediator and counsel in specified mediations; requires referral of certain cases to mediation; prohibits certain cases from being referred to mediation; requires the Supreme Court to maintain a list of certified mediators; exempts certain parties from mediation fees in certain cases; requires mediation in certain family law cases. Effective Date: July 1, 2006.

Judiciary Committee: Favorable With Committee Substitute;  
Justice Council: Favorable

**HB 7039 by Choice & Innovation Committee, Stargel** (Similar SB 1282)

**K-8 Virtual Schools;** Establishes the K-8 Virtual School Program within the Department of Education; provides student eligibility requirements; requires enrolled students to meet compulsory school attendance requirements and participate in the statewide assessment program; provides school eligibility requirements; provides a school application procedure and requires applicants to verify certain information and submit certain plans; provides for 3-year contracts for approved schools and authorizes contract renewals; designates participating schools as independent schools; authorizes the current pilot K-8 virtual schools to continue operation through the 2006-2007 school year; requires pilot schools to meet all application requirements in order to operate beyond the 2006-2007 school year; requires program funding to be established annually in the General Appropriations Act; requires schools to participate in the statewide assessment program and be subject to the school grading system; requires school improvement plans for low-performing schools and contract termination for continued low school performance; provides causes for nonrenewal or termination and responsibility for debt; provides for student enrollment in another public school under certain circumstances. Effective Date: July 1, 2006.

Education Appropriations Committee: Favorable; Education Council: Favorable

**HB 7045 CS by Governmental Operations Committee, Rivera** (Similar CS/SB 516)

**Review under the Open Government Sunset Review Act regarding Supplemental Rebate Agreements;** Removes the October 2, 2006, repeal scheduled under the Open Government Sunset Review Act for an exemption from public records requirements for the rebate amount, percent of rebate, manufacturer's pricing, supplemental rebate, and other trade secrets held by the Agency for Health Care Administration relative to a preferred drug list established by the agency and an exemption from public meetings requirements for that portion of a meeting of the Medicaid Pharmaceutical and Therapeutics Committee at which such rebate amounts, percent of rebates, manufacturer's pricing, supplemental rebates, or other trade secrets are discussed; makes editorial changes; removes superfluous language; requires that a record of an exempt portion of a meeting be made and maintained. Effective Date: October 1, 2006.

Health Care Regulation Committee: Favorable; State Administration Council: Favorable With Committee Substitute

**HB 7047 by Governmental Operations Committee, Rivera** (Similar CS/SB 1530)

**Review under the Open Government Sunset Review Act regarding the Tobacco Settlement Agreement;** Removes the October 2, 2006, repeal scheduled under the Open Government Sunset Review Act for the public records exemption for proprietary confidential business information received by the Governor, the Attorney General, or outside counsel representing the State of Florida in negotiations for settlement payments pursuant to the settlement agreement, in the case of State of Florida et al. v. American Tobacco Company et al. or received by the Chief Financial Officer or the Auditor General for any purpose relating to verifying settlement payments made pursuant to the settlement agreement; clarifies the definition of "trade secrets" for purposes of the exemption; makes editorial changes. Effective Date: October 1, 2006.

Judiciary Committee: Favorable; State Administration Council: Favorable

**HB 7049 by Governmental Operations Committee, Rivera** (Similar CS/SB 1586)

**Review under the Open Government Sunset Review Act regarding the Florida Surplus Lines Service Office;** Removes the October 2, 2006, repeal scheduled under the Open Government Sunset Review Act of an exemption from public records requirements for information furnished to the Department of Financial Services by surplus lines agents, information contained in records of surplus lines agents subject to examination by the department, and information furnished to the Florida Surplus Lines Service Office under the Surplus Lines Law; makes editorial changes and removes superfluous language. Effective Date: October 1, 2006.

Insurance Committee: Favorable; State Administration Council: Favorable

**HB 7051 by Elder & Long-Term Care Committee, Gibson, H.** (Similar CS/SB 790)

**Certificates of Need;** Extends the moratorium on certificates of need for additional community nursing home beds until July 1, 2011; specifies nonapplication of a moratorium for the addition of nursing home beds in certain specified facilities; provides requirements and limitations; provides for repeal upon expiration of the moratorium; authorizes nursing homes in certain counties to request a reduction in their annual Medicaid patient days; requires the Agency for Health Care Administration to automatically grant such a request if the nursing home meets certain conditions; provides for future repeal. Effective Date: upon becoming a law.

Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable

**HB 7061 by Governmental Operations Committee, Rivera** (Compare SB 1584)

**Review under the Open Government Sunset Review Act regarding Deferred Presentment Providers;** Removes the October 2, 2006, repeal scheduled under the Open Government Sunset Review Act of the exemption from public records requirements for information that identifies a drawer or a deferred presentment provider contained in the common database for deferred presentment providers maintained by the Office of Financial Regulation of the Financial Services Commission; makes

clarifying and editorial changes; removes superfluous language.  
Effective Date: October 1, 2006.

Economic Development, Trade & Banking Committee: Favorable;  
State Administration Council: Favorable

**HB 7063 by Governmental Operations Committee, Rivera**  
(Compare SB 2066)

**Review under the Open Government Sunset Review Act regarding the Johnnie B. Byrd, Sr., Alzheimer's Center and Research Institute;** Removes the October 2, 2006, repeal scheduled under the Open Government Sunset Review Act of an exemption from public records requirements for personal identifying information relating to clients of programs created or funded through the Johnnie B. Byrd, Sr., Alzheimer's Center and Research Institute and held by the institute, the University of South Florida, or the State Board of Education, medical or health records relating to patients held by the institute, materials that relate to methods of manufacture or production, potential trade secrets, potentially patentable material, actual trade secrets, or proprietary information received, generated, ascertained, or discovered during the course of research conducted by or through the institute and business transactions resulting from such research, personal identifying information of a donor or prospective donor to the institute who wishes to remain anonymous, and any information received by the institute from a person from another state or nation or the Federal Government that is otherwise confidential or exempt pursuant to the laws of that state or nation or pursuant to federal law; narrows the exemption; makes editorial changes and removes superfluous language. Effective Date: October 1, 2006.

Health Care General Committee: Favorable; State Administration Council: Favorable

**HB 7085 by Domestic Security Committee, Adams** (Identical SB 1756)

**Succession to the Office of Governor;** Revises the provision of law specifying the authorized successors to the office of Governor and their order or succession. Effective Date: upon becoming a law.

Governmental Operations Committee: Favorable; State Administration Council: Favorable

**HB 7089 by Tourism Committee, Detert, Bogdanoff, Fields, Mealor, Seiler** (Similar CS/SB 1886, Compare SB 1002)

**Facilities for Retained Spring Training Franchises;** Revises a limitation on distributions to certified facilities for a retained spring training franchise; deletes a provision entitling an applicant to receive distributions without additional certification; requires the Office of Tourism, Trade, and Economic Development to competitively evaluate applications for funding of additional facilities; provides application and certification requirements; specifies evaluation criteria; revises the number of certifications of such facilities. Effective Date: July 1, 2006.

Transportation & Economic Development Appropriations Committee: Favorable; State Infrastructure Council: Favorable

**HB 7105 by Finance & Tax Committee, Brummer, Hasner**  
(Identical CS/SB 1292)

**Taxation of Alcoholic Beverages;** Deletes provisions crediting specified taxes on alcoholic beverages to accounts funding

substance abuse programs for children and adolescents; deletes a provision providing for payment and credit of alcoholic beverage surcharge funds to the General Revenue Fund; terminates the Children and Adolescents Substance Abuse Trust Fund within the Department of Children and Family Services; provides for disposition of balances in and revenues of such trust fund; deletes a provision imposing a surcharge on alcoholic beverages sold for consumption on the premises; provides for future repeal of provisions for collecting the alcoholic beverage surcharge; provides an appropriation. Effective Date: July 1, 2006.

Fiscal Council: Favorable

**HB 7111 CS by Governmental Operations Committee, Rivera**  
(Compare CS/SB 708, CS/SB 710)

**Review Under the Open Government Sunset Review Act regarding Interference with Custody;** Specifies that the offense of interference with custody applies to the taking of a minor; provides a penalty; revises a defense to the offense of interference with custody for a defendant who is a victim of actual or imminent domestic violence to provide that the defendant's reasonable belief that the interference was necessary to escape from, or protect himself or herself from, domestic violence or to preserve a minor or incompetent person from exposure to domestic violence constitutes a defense; revises a defense to the offense of interference with custody when a minor or incompetent person instigates his or her own taking to require a showing that it was reasonable for the defendant to rely upon the instigating acts; broadens an exception to the offense of interference with custody; specifies that the offense is inapplicable to cases involving certain persons who have a legal right to custody of a minor or an incompetent person who take the minor or incompetent person and follow prescribed procedures; includes the taking of an incompetent person within provisions governing the exception to the offense; makes editorial changes. Effective Date: October 1, 2006.

Civil Justice Committee: Favorable With Committee Substitute;  
State Administration Council: Favorable

**HB 7113 by Governmental Operations Committee, Rivera**  
(Similar CS/SB 710, Compare CS/SB 708)

**Review under the Open Government Sunset Review Act regarding the Public Records Exemption for the Interference with Custody Statute;** Expands the public records exemption for specified information contained in a report made to a sheriff or state attorney as part of a statutory exception to the offense of interference with custody; provides that the address and telephone number of a minor or incompetent person contained in such report is confidential and exempt from public records requirements; provides an exception to the exemption; provides for review and repeal; provides a statement of public necessity. Effective Date: October 1, 2006, if House Bill 7111 or similar legislation amending section 787.03, Florida Statutes, is adopted in the same legislative session or an extension thereof and becomes law.

Civil Justice Committee: Favorable; State Administration Council: Favorable

**HB 7115 by Governmental Operations Committee, Rivera**  
(Compare SB 592, SB 1052)

**Review under the Open Government Sunset Review Act regarding Autopsy Photographs and Video and Audio Recordings;** Removes the October 2, 2006, repeal scheduled

under the Open Government Sunset Review Act of an exemption from public records requirements for photographs and video and audio recordings of an autopsy in the custody of a medical examiner; reorganizes the section and makes editorial changes; removes the scheduled repeal of the exemption. Effective Date: October 1, 2006.

State Administration Council: Favorable

**HB 7125 CS by Health Care Regulation Committee, Garcia**  
(Similar SB 1408)

**Medical Records;** Requires a health care practitioner's employer who is a records owner and a records custodian to comply with specified requirements for confidentiality and disclosure; provides requirements for prescriptions of medicinal drugs by health care practitioners that are electronically generated and transmitted; regulates electronic prescribing for medicinal drugs; provides restrictions for electronic prescribing software; authorizes electronic prescribing software to show information regarding a payor's formulary under certain circumstances; provides that payors or providers are not limited from implementing utilization management tools; specifies requirements for a prescriber to prevent generic substitution for brand name drugs when a prescription is electronically transmitted and generated. Effective Date: July 1, 2006.

Health Care Appropriations Committee: Favorable; Health & Families Council: Favorable With Committee Substitute

**HB 7127 by Military & Veteran Affairs Committee, Jordan, Adams, Ambler, Antone, Baxley, Berfield, Bilirakis, Bowen, Brandenburg, Carroll, Clarke, Cretul, Culp, Davis, D., Davis, M., Detert, Fields, Flores, Gibson, A., Glorioso, Goldstein, Grant, Grimsley, Harrell, Hasner, Hays, Holloway, Kendrick, Kravitz, Kreegel, Machek, Mahon, Murzin, Poppell, Proctor, Quinones, Rice, Rivera, Ryan, Sands, Sansom, Slosberg, Stansel, Vana, Waters, Williams** (Identical CS/SB 218)

**Disturbance of Assemblies;** Provides a penalty for willfully interrupting or disturbing an assembly of people met for the purpose of acknowledging the death of an individual with a military funeral honors detail. Effective Date: upon becoming a law.

Criminal Justice Committee: Favorable; State Administration Council: Favorable

**HB 7151 by Civil Justice Committee, Mahon** (Compare SB 408)

**Adoption;** Requires a petitioner in a proceeding for termination of parental rights to provide notice to the Office of Vital Statistics of the Department of Health; prohibits the office from recording a claim of paternity after the date that a termination of parental rights is filed; requires the department to remove a registrant's name from the Florida Putative Father Registry upon a finding that the registrant has no parental rights; modifies consent required for adoption; provides that the interest that entitles a person to notice of an adoption must be direct, financial, and immediate; provides an exception; provides that a showing of an indirect, inconsequential, or contingent interest is wholly inadequate; provides construction and applicability. Effective Date: upon becoming a law.

Future of Florida's Families Committee: Favorable; Justice Council: Favorable

**HB 7161 CS by Governmental Operations Committee, Rivera**  
(Similar CS/SB 1308)

**Public Records Exemption for Alternative Investments;**

Creates an exemption from public records requirements for proprietary confidential business information held by the State Board of Administration regarding alternative investments; provides for limited duration of the exemption; provides for retroactive application of the exemption; provides definitions; defines "proprietary confidential business information" and specifies information which does not constitute proprietary confidential business information; authorizes the inspection and copying of confidential and exempt records if the proprietor of the information fails to verify that a record contains certain information within a specified time; authorizes a court to order the release of portions of confidential records upon making certain findings; provides for review and repeal; provides a statement of public necessity. Effective Date: October 1, 2006.

State Administration Council: Favorable With Committee Substitute

**HB 7169 by Juvenile Justice Committee, Culp**

**Juvenile Justice Pilot Program;** Creates a pilot program that authorizes specified courts to select commitment programs for juvenile delinquents; provides definitions; provides program's purpose; requires the Department of Juvenile Justice to develop implementation procedures and to publish specified information about commitment programs on its website; provides procedures for the selection of commitment programs by courts; requires evaluation and reports by the Office of Program Policy and Government Accountability; specifies department and court responsibilities relating to the reports; provides for future repeal. Effective Date: July 1, 2006.

Criminal Justice Appropriations Committee: Favorable; Justice Council: Favorable

**HB 7175 CS by Environmental Regulation Committee, Needelman** (Compare CS/SB 2128)

**Vessels;** Authorizes the use of certain funds for local boating related projects and activities; authorizes marina owners, operators, employees, and agents to take actions to secure vessels during severe weather and to charge fees and be held harmless for such service; holds marina operators, employees, and agents liable for damage caused by intentional acts or negligence while removing or securing vessels; authorizes contract provisions and provides contract notice requirements relating to removing or securing vessels; provides for local regulation of anchoring within mooring fields; requires the Department of Highway Safety and Motor Vehicles to provide forms for certain notification related to vessels; requires the department to provide by rule for the surrender and replacement of certificates of registration to reflect change of address; requires counties to use funds for specific boating related purposes; requires counties to provide reports demonstrating specified expenditure of such funds; provides penalties for failure to comply; authorizes the distribution of revenues from the Florida Coastal Protection Trust Fund to all local governments for the removal of certain vessels; revises provisions relating to the removal of abandoned and derelict vessels; specifies officers authorized to remove such vessels; provides that certain costs are recoverable; requires the Department of Legal Affairs to represent the Fish and Wildlife Conservation Commission in certain actions; expands eligibility for disbursement of grant funds for the removal

of certain vessels; provides exemptions from permitting, registration, and regulation of floating vessel platforms or floating boat lifts by a local government; authorizes local governments to require certain permits or registration for floating vessel platforms or floating boat lifts under certain circumstances; revises the definition of "abandoned property" to include certain vessels; revises the terminology relating to abandoned or lost property to conform; revises provisions relating to abandoned and derelict vessels and the removal of such vessels; provides a definition of "derelict vessel"; specifies which officers may remove such vessels; directs the Fish and Wildlife Conservation Commission to implement a plan for the procurement of federal funds for the removal of derelict vessels; requires the Department of Legal Affairs to represent the commission in certain actions; deletes a provision authorizing the commission to delegate certain authority to local governments under certain circumstances; authorizes private property owners to remove certain vessels with required notice; provides that cost of such removal is recoverable; prohibits private property owners from hindering the removal of certain vessels by vessel owners or agents; provides for jurisdictional imposition of civil penalties for violations relating to certain vessels. Effective Date: July 1, 2006.

State Resources Council: Favorable With Committee Substitute

**HB 7177 by Criminal Justice Committee, Kravitz** (Compare SB 1522)

**Time Limitations for Criminal Prosecutions;** Specifies the applicability period of a provision allowing an additional limitations period for specified offenses in certain circumstances; provides that a prosecution for specified offenses, unless otherwise barred by law, may be commenced at any time after the date on which the identity of the accused is established, or should have been established by the exercise of due diligence, through the analysis of DNA evidence. Effective Date: July 1, 2006.

Justice Council: Favorable

**HB 7179 by Finance & Tax Committee, Brummer** (Similar SB 1198)

**Corporate Income Tax;** Provides for the adoption of the 2006 version of the Internal Revenue Code; provides for retroactive operation. Effective Date: upon becoming a law and shall operate retroactively to January 1, 2006.

Fiscal Council: Favorable

**HB 7183 by Finance & Tax Committee, Brummer** (Similar SB 2676)

**Property Tax Exemptions;** Exempts from ad valorem taxation property owned by an organization exempt from federal income taxes and used to display aspects of Biblical history. Effective Date: July 1, 2006.

Fiscal Council: Favorable

**HB 7205 by Criminal Justice Committee, Kravitz** (Identical SB 1904)

**Death Penalty;** Repeals Rule 3.203, Florida Rules of Criminal Procedure, relating to a defendant's mental retardation as a bar to imposition of the death penalty. Effective Date: upon becoming a law, but only if this act is enacted by a two-thirds vote of the membership of each house of the Legislature.

Justice Council: Favorable

**HB 7209 by Governmental Operations Committee, Rivera** (Identical CS/SB 1212)

**Review under the Open Government Sunset Review Act regarding the Total Maximum Daily Load Program for State Waters;** Removes the October 2, 2006, repeal scheduled under the Open Government Sunset Review Act for an exemption from public records requirements for specified agricultural records and financial information held by the Department of Agriculture and Consumer Services pursuant to pollution reduction measures established by the department; makes editorial changes. Effective Date: October 1, 2006.

Agriculture Committee: Favorable; State Administration Council: Favorable

**HB 7239 by Agriculture Committee, Poppell, Antone, Bullard, Cretul, Kreegel, McInvale, Stansel, Vana** (Similar CS/CS/SB 660, Compare HB 101)

**Department of Agriculture and Consumer Services;** Clarifies that private investigative, private security, and repossession services are licensed by the department; authorizes the department to institute judicial proceedings to enforce ch. 493, F.S., or any rule or order of the department; revises the requirements for a Class "D" private security license; requires the department to establish the number of hours of each subject area to be taught in training; provides for automatic suspension of a license upon failure to submit documentation of completing the required training; prescribes requirements and conditions for persons licensed before a certain date; provides exemptions; prohibits a telephone solicitor from blocking certain information from a recipient's caller identification service; provides an exception; authorizes a telephone solicitor to substitute certain information provided to the recipient's caller identification service; prohibits alteration of a caller's voice during a telephonic sales call under certain circumstances and for certain purposes; provides that the regulation of refunds in retail sales establishments is preempted to the department; authorizes the department to adopt rules; authorizes the department to enter orders for certain violations; requires that any moneys recovered by the department as a penalty be deposited in the General Inspection Trust Fund; authorizes a local government to impose penalties; requires that any moneys recovered by a local government as a penalty be deposited in the appropriate local account; revises provisions relating to assessment of fees, fines, and costs against the owner of a shopping cart; provides an exemption; defines the term "alternative fuel" for purposes of ch. 525, F.S., relating to the inspection of gasoline and oil; exempts the delivery of certain amounts of propane gas for use with outdoor equipment or appliances from provisions governing the delivery of liquefied petroleum gas; requires that a person delivering liquefied petroleum gas in bulk comply with certain storage requirements; authorizes the Division of Standards within the department to enforce ch. 527, F.S., relating to the sale of liquefied petroleum gas; deletes provisions requiring that an office or agency receiving a complaint file progress reports with the Division of Consumer Services within the department; repeals provisions relating to reports by the Division of Standards to conform to changes made by the act; exempts certain governmental entities from requirements that operators of amusement rides maintain specified amounts of insurance coverage. Effective Date: July 1, 2006.

State Resources Council: Favorable

**HB 7243 by Governmental Operations Committee, Rivera**  
(Similar CS/SB 1438)

**Custodial Requirements for Public Records;** Organizes provisions relating to the maintenance, preservation, and retention of public records and the custodial requirements for confidential and exempt records; provides requirements with respect to the authority of a custodian of a public record to release the record; provides requirements with respect to retention of confidential and exempt records by an agency or other governmental entity; authorizes a custodian of confidential and exempt records to require an agency or other governmental entity authorized to receive such record to acknowledge in writing the confidential and exempt status of such record; specifies that the act does not limit access to any record by an agency or entity acting on behalf of a custodian of public records, the Legislature, or pursuant to court order. Effective Date: July 1, 2006.

State Administration Council: Favorable

**HB 7259 CS by Judiciary Committee, Simmons, Murzin**  
(Compare SB 2304)

**Class Action Lawsuits;** Provides requirements for capacity to file a class action; limits actions to Florida residents; provides exceptions; eliminates private class action recovery of statutory penalties in certain actions unless actual damages are alleged and proven; provides that the Attorney General's ability to seek statutory penalties is not affected; provides for availability of nonmonetary relief; provides no effect on class action lawsuits involving civil rights laws. Effective Date: July 1, 2006.

Justice Council: Favorable With Committee Substitute

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